

**SENATE JOURNAL**  
Seventieth General Assembly  
**STATE OF COLORADO**  
First Regular Session

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8th Legislative Day

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Wednesday, January 14, 2015

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.

Call to Order By the President at 9:00 a.m.

Pledge By Senator Sonnenberg.

Roll Call Present--32  
Excused--3, Aguilar, Hill, Holbert.  
Present later--2, Hill, Holbert.

Quorum      The President announced a quorum present.

Reading of Journal	On motion of Senator Garcia, reading of the Journal of Tuesday, January 13, 2015, was dispensed with and the Journal was approved as corrected by the Secretary.
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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB15-064** by Senator(s) Sonnenberg; --Concerning limits that the basic tenets of Colorado water law place on the ability of certain federal agencies to impose conditions on a water right owner in exchange for permission to use federal land.

Agriculture, Natural Resources, & Energy

**SB15-065** by Senator(s) Marble, Grantham, Neville T., Woods, Holbert, Cooke, Sonnenberg, Lambert, Scott, Scheffel, Cadman, Baumgardner, Crowder, Lundberg; also Representative(s) Nordberg, Everett, Saine, Joshi, Humphrey, Neville P., Ransom-- Concerning a prohibition on the use of public electronic benefits transfer services at certain establishments.

State, Veterans, & Military Affairs

**SB15-066** by Senator(s) Ulibarri; --Concerning an expansion of the types of government documents that are legally sufficient as a basis for the department of revenue to issue identification documents to persons who are not permanent lawful residents.  
State, Veterans, & Military Affairs

**SB15-067** by Senator(s) Cooke, Garcia; also Representative(s) Joshi--Concerning an increase in the class of offense for certain acts of assault against persons engaged in performing their duties as emergency responders.

Judiciary

**SB15-068** by Senator(s) Jones, Todd; also Representative(s) Moreno, Garnett--Concerning the reduction of student loan repayment costs, and, in connection therewith, capping the maximum rate of interest that a nongovernmental lender may charge for a student loan and excluding principal and federally taxable interest paid on student loans from Colorado taxable income.

State, Veterans, & Military Affairs

SB15-069	by Senator(s) Woods, Lundberg, Lambert, Holbert, Cooke, Neville T., Marble, Baumgardner, Balmer; also Representative(s) Szabo, Everett, Navarro, Neville P., Nordberg, Ransom, Tate, Thurlow, Van Winkle, Willett--Concerning the repeal of the "Job Protection and Civil Rights Enforcement Act of 2013". Business, Labor, & Technology	1
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SB15-070	by Senator(s) Lundberg, Lambert, Neville T., Woods; also Representative(s) Joshi--Concerning limiting state child care regulations to child care facilities that care for ten or more children. Health & Human Services	8
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SB15-071	by Senator(s) Jahn and Hill, Aguilar, Scott, Newell, Guzman, Holbert, Johnston, Neville T., Todd; also Representative(s) McCann and Landgraf, Ginal--Concerning the ability of a pharmacist to substitute an interchangeable biological product for a prescribed biological product when certain conditions are satisfied. Health & Human Services	12
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SB15-072	by Senator(s) Lambert, Marble, Woods, Holbert, Lundberg; also Representative(s) Lundeen, Joshi--Concerning admission standards for metropolitan state university of Denver. Education	19
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SB15-073	by Senator(s) Merrifield, Aguilar, Todd; --Concerning reducing the assessments administered in public schools. Education Finance	26
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SB15-074	by Senator(s) Neville T., Marble, Cadman, Woods, Grantham, Cooke, Roberts, Lambert, Scheffel, Baumgardner, Crowder; also Representative(s) Joshi, Neville P., Saine, Humphrey, Conti, Everett--Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party. Health & Human Services	33
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SB15-075	by Senator(s) Grantham; also Representative(s) Lundeen--Concerning the ability to irrigate not more than one acre of crops from a well. Agriculture, Natural Resources, & Energy	40
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SB15-076	by Senator(s) Grantham; --Concerning an authorization of the land disposal of cathode ray tubes. Agriculture, Natural Resources, & Energy	44
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SB15-077	by Senator(s) Neville T., Marble, Woods, Holbert, Cooke, Crowder, Grantham, Roberts; also Representative(s) Neville P., Saine, Humphrey, Everett--Concerning the creation of a parent's bill of rights. Education	48
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SB15-078	by Senator(s) Neville T., Cooke, Roberts, Balmer, Grantham, Holbert, Jahn, Marble, Woods; also Representative(s) Neville P., Saine, Humphrey, Everett--Concerning a requirement that legislative council staff assemble notices of reported business fiscal impacts. State, Veterans, & Military Affairs	55
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SB15-079	by Senator(s) Ulibarri; --Concerning modifications to the document recording fee imposed by counties for the purpose of financing a statewide affordable housing investment fund. State, Veterans, & Military Affairs	62
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SB15-080	by Senator(s) Hill; --Concerning the choice of public employees' retirement association members to participate in the defined contribution plan established by the association. Finance	66
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<b>SB15-081</b>	by Senator(s) Crowder; --Concerning the use of net lottery proceeds for recreational bicycle trails. Finance	1 2 3 4 5
<b>SB15-082</b>	by Senator(s) Marble and Hodge, Holbert, Lundberg, Woods; also Representative(s) Moreno and Lawrence--Concerning the authority of counties to establish a county workforce development program. Local Government	6 7 8 9 10 11
<b>SB15-083</b>	by Senator(s) Hill, Holbert; --Concerning the application of the "Colorado Open Records Act" to private organizations that receive certain transfers of money from a government entity. Judiciary State, Veterans, & Military Affairs	12 13 14 15 16 17 18
<b>SB15-084</b>	by Senator(s) Hodge; --Concerning a prohibition on reducing the quantification of a water right's actual historical use in a change of water right. Agriculture, Natural Resources, & Energy	19 20 21 22 23
<b>SB15-085</b>	by Senator(s) Martinez Humenik; --Concerning the expansion of the "Colorado Cottage Foods Act," and, in connection therewith, increasing the net revenue a producer can earn under the act, permitting producers to sell directly to small businesses, and allowing small businesses to resell the purchased products. Agriculture, Natural Resources, & Energy	24 25 26 27 28 29 30
<b>SB15-086</b>	by Senator(s) Lambert, Grantham, Lundberg, Marble, Holbert, Cooke, Baumgardner, Neville T., Roberts, Cadman, Scheffel, Scott, Crowder; also Representative(s) Joshi, Brown, Klingenschmitt, Carver, Wilson, Neville P.--Concerning criminal background checks performed pursuant to transfers of firearms. Judiciary	31 32 33 34 35 36 37
<b>SB15-087</b>	by Senator(s) Newell; also Representative(s) Singer--Concerning the safe placement of children in foster care homes. Health & Human Services Judiciary	38 39 40 41 42 43
<b>SB15-088</b>	by Senator(s) Steadman; --Concerning the independent ethics commission. State, Veterans, & Military Affairs	44 45 46 47
<b>SB15-089</b>	by Senator(s) Garcia, Kefalas; also Representative(s) Vigil, Esgar--Concerning the shifting of the fiscal responsibility of providing court facilities in each county away from the counties to the state over time. State, Veterans, & Military Affairs	48 49 50 51 52 53
<b>SB15-090</b>	by Senator(s) Todd, Hodge, Kerr; also Representative(s) Tyler--Concerning the adoption of standards governing temporary permits on motor vehicles for effective readability. Transportation Finance	54 55 56 57 58 59
<b>SB15-091</b>	by Senator(s) Scott; --Concerning a reduction in the statutory limitation period applicable to legal actions for construction defects on improvements to real property. State, Veterans, & Military Affairs	60 61 62 63 64
<b>SB15-092</b>	by Senator(s) Cooke, Sonnenberg; --Concerning a requirement for coordinated review prior to the adoption of a state plan for the reduction of carbon emissions by Colorado electric utilities. State, Veterans, & Military Affairs	65 66 67 68 69 70 71 72

SB15-093	by Senator(s) Sonnenberg; --Concerning compensation to be awarded to owners of mineral	1
	interests for a diminution in the value of their property rights caused by regulatory	2
	restrictions on mineral extraction operations.	3
	Agriculture, Natural Resources, & Energy	4
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SB15-094	by Senator(s) Kefalas; also Representative(s) Salazar--Concerning employment of	6
	community college faculty, and, in connection therewith, promoting excellence within	7
	community colleges by improving the working conditions, compensation, and benefits of	8
	faculty.	9
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SB15-095	by Senator(s) Kefalas; also Representative(s) Tyler--Concerning manufactured home	11
	communities, and, in connection therewith, changing terminology in the basic statute	12
	governing such communities, expanding the duties of the division of housing within the	13
	department of local affairs to promote manufactured home communities, and establishing a	14
	manufactured home community fund within the state treasury.	15
SB15-096	Finance	16
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SB15-097	by Senator(s) Scott; --Concerning the authority of a board of county commissioners to	21
	determine that the county treasurer will serve as the public trustee for the county rather than	22
	an appointee of the governor.	23
	Local Government	24
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TRIBUTES

Honoring:

Senator Lois Tochtrop -- By President Morgan Carroll.	36
Bob Silbernagel -- By Senator Steve King.	37
Thomas Jefferson High School -- By Senator Pat Steadman.	38
Aspen Community School -- By Senator Gail Schwartz.	39
David Perez -- By Senator Andy Kerr.	40
Glenna Villers -- By Senator Mark Scheffel.	41
Bicycle Village, Aurora -- By President Morgan Carroll.	42
The Tobin Family -- By Senator Ellen Roberts.	43
ConAgra Mills -- By President Morgan Carroll.	44
Colorado Association of Wheat Growers -- By President Morgan Carroll.	45
Colorado Wheat Administrative Committee -- By President Morgan Carroll.	46
Brian Watson -- By President Morgan Carroll.	47
Michelle Howard -- By President Morgan Carroll.	48
John Amen -- By Senator Greg Brophy.	49
Chabad Jewish Community Center -- By Senator Gail Schwartz.	50
Benjamin Reid -- By Senator Jeanne Nicholson.	51
Climax Mine Water Treatment Plant -- By Senator Gail Schwartz.	52
Sylvia Ferrel -- By Senator Irene Aguilar.	53
Alejandra Venzor -- By Senator Irene Aguilar.	54
Longfellow Elementary School -- By Senator Gail Schwartz.	55
Paul Bockman -- By President Morgan Carroll.	56
Jorge Dominguez -- By Senator Rachel Zenzinger.	57
Ashley Courtney -- By Senator Rachel Zenzinger.	58
Joel Meyer -- By Senator Rachel Zenzinger.	59
Jordyn Poulter -- By President Morgan Carroll.	60
Alec Roome -- By Senator Rachel Zenzinger.	61
Amber Moyer -- By President Morgan Carroll.	62
Ryan Imber -- By President Morgan Carroll.	63
Kristi Vaninger -- By Senator Andy Kerr.	64
Daniel Vaninger -- By Senator Andy Kerr.	65
Juan Marquez -- By Senator Andy Kerr.	66
Nathan Adams -- By Senator Andy Kerr.	67
Brittanie Arellano -- By Senator Andy Kerr.	68

Morgan Bills -- By Senator Steve King. 1  
Brittany Hoppe -- By Senator Steve King. 2  
James Prescott -- By Senator Steve King. 3  
Megan Quintana -- By Senator Steve King. 4  
Cesar Reyes -- By Senator Steve King. 5  
Benjamin Thomas -- By Senator Steve King. 6  
Hannah Thomas -- By Senator Steve King. 7  
Jordyn Kemmerley -- By Senator Cheri Jahn. 8  
M12 Collective -- By President Morgan Carroll. 9  
Megan Mesmer -- By Senator Jeanne Nicholson. 10  
Corporal Matt Foster -- By President Morgan Carroll. 11  
Preston and Austin Anguilm -- By President Morgan Carroll. 12  
40 W Arts District -- By Senator Andy Kerr. 13  
Grappa Italian Bistro and Wine Bar -- By Senator Andy Kerr. 14  
Brigadier General Dana Capozzella -- By President Morgan Carroll. 15  
Susan Bakewell -- By Senator Andy Kerr. 16  
The Colorado Springs Buffalo Soldiers Memorial Committee -- By Senator Bernie Herpin. 17  
Hearts 'n' Hands Program -- By Senator Rachel Zenzinger. 18  
Matt Mayberry -- By Senator Bernie Herpin. 19  
Chase Vincent Pierson -- By Senator Ellen Roberts. 20  
Colorado Springs Senior Victim Team -- By Senator Bernie Herpin. 21  
Senator Jeanne Nicholson -- By President Morgan Carroll. 22  
Senator George Rivera -- By President Morgan Carroll. 23  
Senator Rachel Zenzinger -- By President Morgan Carroll. 24  
Stephen William Meyer -- By Senator Mark Scheffel. 25  
Kenneth Smith -- By Senator Gail Schwartz. 26  
John Singletary -- By Senator Gail Schwartz. 27  
Gaspar Perricone -- By Senator Gail Schwartz. 28  
Lemerla Dean Beukema -- By Senator Bernie Herpin. 29  
Cindi L. Markwell, Secretary of the Senate -- By President Morgan Carroll. 30  
Jared Lane -- By Senator Kevin Grantham. 31  
Jim and Jolene Meisner -- By Senator Kevin Grantham. 32  
Joe and Charolette Gallegos -- By Senator Leroy Garcia. 33  
Albert and Rose Nolan -- By Senator Leroy Garcia. 34  
Raul and Sophie Lopez -- By Senator Leroy Garcia. 35  
Vince and Carole Chifalo -- By Senator Leroy Garcia. 36  
Reimar and Dagmar von Kalben -- By Senator Leroy Garcia. 37  
Bob and Billie Kidd -- By Senator Leroy Garcia. 38  
Hez and Ormagene Salsbury -- By Senator Leroy Garcia. 39  
Jane and John Proffitt -- By Senator Leroy Garcia. 40  
Arturo and Eleanor Jaramillo -- By Senator Leroy Garcia. 41  
Albert and Juanita Roldan -- By Senator Leroy Garcia. 42  
Ed and Marilyn Shingleton -- By Senator Leroy Garcia. 43  
Colorado Behavioral Health Council -- By Senator Linda Newell. 44  
Joseph Wesley Hatcher -- By Senator Chris Holbert. 45  
Philip F. Anschutz -- By President Bill L. Cadman. 46  
Bennett High School Poms Coaches and Team -- By Senator Morgan Carroll. 47

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday,  
January 15, 2015. 48

Approved: 49

Bill L. Cadman 50  
President of the Senate 51

Attest: 52

Cindi L. Markwell 53  
Secretary of the Senate 54