

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

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22nd Legislative DayWednesday, January 28, 2015

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Prayer By the chaplain, Father Gus Stewart, Ave Maria Catholic Parish, Parker.

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

Pledge By Senator Cooke.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Tuesday, January 27, 2015, was dispensed with and the Journal was approved as corrected by the Secretary.

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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 expressions of personal privilege.

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Musical Presentation By Ave Maria Catholic School Choir, Parker.

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**COMMITTEE OF REFERENCE REPORTS**

Judiciary After consideration on the merits, the Committee recommends that **SB15-126** be referred to the Committee of the Whole with favorable recommendation.

Trans- portation After consideration on the merits, the Committee recommends that **SB15-018** be referred to the Committee on Finance with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB15-054** be postponed indefinitely.

Local Government After consideration on the merits, the Committee recommends that **SB15-040** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, after line 12 insert:

"(4) NOTHING IN THIS SECTION SHALL PROHIBIT MUNICIPALITIES AND COUNTIES FROM COOPERATING TO CREATE COUNTYWIDE UNIFORM SALES TAXES ON RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.".

Finance	After consideration on the merits, the Committee recommends that <b>SB15-025</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Finance	After consideration on the merits, the Committee recommends that <b>SB15-026</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Finance	After consideration on the merits, the Committee recommends that <b>SB15-027</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14 15
Finance	After consideration on the merits, the Committee recommends that <b>SB15-028</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19 20
Finance	After consideration on the merits, the Committee recommends that <b>SB15-029</b> be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	21 22 23 24 25
	Amend printed bill, page 2, line 8, strike "PLANS" and substitute "PLANS, AND AN ACTUARY IF NECESSARY,".	26 27 28
	Page 4, line 2, after "AUDITOR," insert "THE LEGISLATIVE AUDIT COMMITTEE,".	29 30 31

SENATE SERVICES REPORT

Correctly Engrossed: SB15-047 and 051.  
Correctly Reengrossed: SB15-019, 024, 052 and 053.

Upon announcement of President Cadman, **SB15-047** and **SB15-051** were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Wednesday, January 28, and were placed on the Third Reading of Bills Final Passage Calendar of Wednesday, January 28.

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:

<b>SB15-047</b>	by Senator(s) Steadman, Guzman, Johnston; also Representative(s) McCann, Foote, Kagan--Concerning notification to legislators about the adoption of executive branch agency rules that implement newly enacted legislation.	57 58 59 60
	The question being "Shall the bill pass?", the roll call was taken with the following result:	61 62 63 64

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	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	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**.

**SB15-051** by Senator(s) Todd; also Representative(s) Priola--Concerning legal recourse for a student who is sanctioned or found ineligible to participate in an extracurricular activity.

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

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

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

Co-sponsor(s) added: Cadman, Heath, Hill and Merrifield.

**INTRODUCTION OF BILLS -- FIRST READING**

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

- SB15-127**

by Senator(s) Garcia, Donovan; also Representative(s) Dore, Esgar--Concerning tax incentives for agritourism-related activities.  
Agriculture, Natural Resources, & Energy  
Finance
- SB15-128**

by Senator(s) Carroll; also Representative(s) Landgraf and Primavera--Concerning reports to law enforcement by medical facilities with the consent of a victim of a sexual assault.  
Judiciary
- SB15-129**

by Senator(s) Lundberg; --Concerning preserving the parent-child relationship in domestic relations actions.  
Judiciary
- SB15-130**

by Senator(s) Kefalas; --Concerning a credit against the state income tax allowed to a taxpayer who purchased a conservation easement tax credit from a seller where the underlying credit has been denied by the department of revenue.  
Finance

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<b>SB15-131</b>	by Senator(s) Newell, Aguilar, Kerr, Todd; also Representative(s) Pettersen--Concerning	2
	establishing a collaborative between multiple agencies to ensure success for youth	3
	connected with the foster care system.	4
	State, Veterans, & Military Affairs	5
	Finance	6
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<b>SB15-132</b>	by Senator(s) Todd; also Representative(s) Pettersen and Danielson--Concerning providing	9
	assistance to students regarding higher education funding, and, in connection therewith,	10
	including knowledge of issues relating to student loan debt for postsecondary education in	11
	the state's personal financial literacy standards, providing financial assistance to students	12
	through merit-based financial aid for academic achievement, and making an appropriation.	13
	Education	14
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<b>SB15-133</b>	by Senator(s) Lambert; also Representative(s) Rankin--Concerning the compensation report	17
	of the state personnel system prepared by the state personnel director.	18
	Finance	19
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<b>SB15-134</b>	by Senator(s) Jones; also Representative(s) Tyler--Concerning energy cost-savings	22
	contracts entered into by governmental entities for vehicle fleets.	23
	Agriculture, Natural Resources, & Energy	24
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<b>SB15-135</b>	by Senator(s) Martinez Humenik and Jahn, Hodge, Holbert, Todd; --Concerning	27
	modifications to statutory provisions governing urban redevelopment affecting public	28
	bodies in connection with urban renewal projects.	29
	Local Government	30
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<b>SB15-136</b>	by Senator(s) Hill; also Representative(s) Pabon--Concerning the labeling of retail	33
	marijuana packaging.	34
	Health & Human Services	35
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<b>SB15-137</b>	by Senator(s) Balmer; also Representative(s) DelGrosso and Ginal, Kraft-Tharp--	38
	Concerning business entities permitted to provide the program of all-inclusive care for the	39
	elderly.	40
	Business, Labor, & Technology	41
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<b>SB15-138</b>	by Senator(s) Donovan, Garcia, Hill, Kerr, Merrifield; --Concerning funding for the	44
	accelerating students through concurrent enrollment program.	45
	Education	46
	Finance	47
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<b>SB15-139</b>	by Senator(s) Hill, Todd; also Representative(s) Lee--Concerning allowing the safe2tell	50
	program to reveal the identity of a person who makes a fraudulent report, and, in	51
	connection therewith, requiring a post-enactment review of the implementation of this act.	52
	Judiciary	53
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<b>SB15-140</b>	by Senator(s) Todd; --Concerning the regulation of home inspectors.	56
	Business, Labor, & Technology	57
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<b>SB15-141</b>	by Senator(s) Scheffel; also Representative(s) Thurlow--Concerning the expansion of	60
	eligibility for the state income tax credit to reimburse personal property taxes paid in the	61
	state.	62
	Finance	63
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- SB15-142

by Senator(s) Roberts; also Representative(s) Pabon--Concerning a change in state law to make requirements for moneys held in escrow for the payment of ad valorem property taxes the same as the requirements of the federal "Real Estate Settlement Procedures Act of 1974".  
Finance

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- HB15-1010

by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn--Concerning a presumption that a trustee has notified a beneficiary when the trustee has adopted a beneficiary notification procedure, and, in connection therewith, clarifying that a trustee may deliver information to beneficiaries electronically.  
Business, Labor, & Technology

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- HB15-1021

by Representative(s) Willett; also Senator(s) Merrifield--Concerning statutorily established time periods that are multiples of seven days.  
Judiciary

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- HB15-1028

by Representative(s) Keyser; also Senator(s) Jahn--Concerning repeal of the mercantile licensing standards.  
Business, Labor, & Technology

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- HB15-1039

by Representative(s) Tyler; also Senator(s) Neville T.--Concerning the donation of prescription medications by licensed health care facilities.  
Health & Human Services

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- HB15-1055

by Representative(s) Esgar; also Senator(s) Grantham--Concerning the participation of people who are not state employees in the state employee assistance program established by the state personnel director.  
Business, Labor, & Technology

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- HB15-1071

by Representative(s) Keyser; also Senator(s) Hill--Concerning clarification that, following a merger of entities, the surviving entity is entitled to control the premerger attorney-client privileges of a constituent entity.  
Business, Labor, & Technology

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MESSAGE FROM THE HOUSE

January 28, 2015

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes:  
HB15-1029, amended as printed in House Journal, January 27, 2015.  
HB15-1017, amended as printed in House Journal, January 27, 2015.

The House has adopted and transmits herewith HJR15-1006.

TRIBUTES

Honoring:

- Mr. Ralph A. Williams -- By Senator Leroy Garcia and Senator Larry Crowder.  
Pueblo East High School Football Team -- By Senator Leroy Garcia.  
Colorado State University Pueblo Football Team -- By Senator Leroy Garcia.  
Joe and Lucy Rodriguez -- By Senator Leroy Garcia.  
Tracy and Linda Sammons -- By Senator Leroy Garcia.
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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, January 29, 2015.

Approved:

Bill L. Cadman  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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