

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
First Regular Session

49th Legislative Day	Tuesday, February 24, 2015
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Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.	
Call to Order	By the President at 10:00 a.m.	
Pledge	By Senator Woods.	
Roll Call	Present--33 Excused--2, Aguilar, Ulibarri.	
Quorum	The President announced a quorum present.	
Reading of Journal	On motion of Senator Martinez Humenik, reading of the Journal of Friday, February 20, 2015, was dispensed with and the Journal was approved as corrected by the Secretary.	

SENATE SERVICES REPORT

Correctly Engrossed: SB15-008, 093 and 101; SJR15-009.
Correctly Reengrossed: SB15-097.
Correctly Revised: HB15-1074; HJR15-1013.

MESSAGE FROM THE HOUSE

February 24, 2015
Mr. President:
The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1137.

MESSAGE FROM THE REVISOR OF STATUTES

February 24, 2015

We herewith transmit:

Without comment, HB15-1137.

INTRODUCTION OF BILLS -- FIRST READING

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

SB15-186

by Senator(s) Woods, Guzman, Holbert, Jahn, Martinez Humenik; also Representative(s) Dore and Garnett, Priola, Rankin, Becker J., Lundeen, Klingenschmitt, Lawrence, Lebsock, Neville P., Nordberg, Pabon, Sias, Tate, Van Winkle--Concerning the exemption of yoga teacher training from regulation under statutes governing private occupational education. Education

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.

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:

SB15-101

by Senator(s) Balmer; also Representative(s) Pabon--Concerning the authority of employers to pay wages to employees electronically.

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

YES	20	NO	13	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	Y	Merrifield	N	Ulibarri	E
Donovan	N	Johnston	N	Neville T.	Y	Woods	Y
Garcia	N	Jones	N	Newell	Y	President	Y
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: Baumgardner, Cooke, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, Scott and Woods.

SB15-008

by Senator(s) Roberts, Hodge, Jones; also Representative(s) Vigil, Coram, Mitsch Bush--Concerning the promotion of water conservation in the land use planning process, and, in connection therewith, making an appropriation.

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

YES	25	NO	8	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	E
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: Carroll, Crowder, Donovan, Garcia, Heath, Johnston, Kefalas, Merrifield, Newell, Steadman and Todd.

SB15-093 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning compensation to be awarded to owners of mineral interests for a diminution in the value of their property rights caused by regulatory restrictions on mineral extraction operations.

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

YES	19	NO	14	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Ulibarri	E
Donovan	N	Johnston	N	Neville T.	Y	Woods	Y
Garcia	N	Jones	N	Newell	N	President	Y
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: Baumgardner, Cadman, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Neville T., Scheffel, Scott and Woods.

HB15-1074 by Representative(s) Vigil; also Senator(s) Crowder--Concerning the liability of an individual member of a board of county commissioners in a legal proceeding in which the board is found liable.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
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**.

SB15-061 by Senator(s) Holbert; also Representative(s) Everett--Concerning the nonapplicability of disclosure requirements under Colorado law governing campaign finance in the case of certain issue committees that raise relatively small amounts of money.

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

YES	18	NO	15	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Ulibarri	E
Donovan	N	Johnston	N	Neville T.	Y	Woods	Y
Garcia	N	Jones	N	Newell	N	President	Y
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: Cadman, Grantham, Hill, Lambert, Lundberg, Neville T. and Scheffel.

RECONSIDERATION OF SB15-093

SB15-093 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning compensation to be awarded to owners of mineral interests for a diminution in the value of their property rights caused by regulatory restrictions on mineral extraction operations.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB15-093.

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

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB15-093 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning compensation to be awarded to owners of mineral interests for a diminution in the value of their property rights caused by regulatory restrictions on mineral extraction operations.

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

YES	18	NO	15	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Ulibarri	E
Donovan	N	Johnston	N	Neville T.	Y	Woods	Y
Garcia	N	Jones	N	Newell	N	President	Y
Grantham	Y	Kefalas	N	Roberts	Y		

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

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

**GENERAL 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:

HB15-1023 by Representative(s) Lontine; also Senator(s) Aguilar--Concerning the age limitation for persons served in a day treatment center.

Laid over until Wednesday, February 25, retaining its place on the calendar.

HB15-1121 by Representative(s) Becker J.; also Senator(s) Sonnenberg--Concerning agreements between landowners and wind energy developers, and, in connection therewith, clarifying the rights and duties of parties to those agreements and the effects of recording an agreement in county land records.

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

SB15-102 by Senator(s) Holbert, Johnston, Kerr; also Representative(s) Lee--Concerning the continuation of the securities board, and, in connection therewith, implementing the recommendations of the 2014 sunset report by the department of regulatory agencies.

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

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

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
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: SB15-102, HB15-1121.
Laid over until Wednesday, February 25: HB15-1023.

Committee of the Whole	On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts was called to the chair to act as Chairman.	1 2 3 4 5 6 7 8 9 10 11
	GENERAL ORDERS -- SECOND READING OF BILLS	12
	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:	13 14 15 16 17
HB15-1021	by Representative(s) Willett; also Senator(s) Merrifield--Concerning statutorily established time periods that are multiples of seven days.	18 19 20 21
	Ordered revised and placed on the calendar for third reading and final passage.	22 23 24 25 26 27
SB15-087	by Senator(s) Newell; also Representative(s) Singer--Concerning the safe placement of children in foster care homes.	28 29 30 31 32 33 34 35 36 37 38
	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u> (Printed in Senate Journal, February 5, page(s) 174-188 and placed in members' bill files.)	39 40 41 42 43 44 45 46 47 48 49 50 51 52
	<u>Amendment No. 2, Judiciary Committee Amendment.</u> (Printed in Senate Journal, February 19, page(s) 295-301 and placed in members' bill files.)	53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72
	<u>Amendment No. 3(L.017), by Senator Newell.</u>	
	Amend the Health & Human Services Committee Report, dated February 4, 2015, page 8, line 5, strike "APPLICANT'S".	
	Page 8, line 6, after "ADDRESSES" insert "OF THE APPLICANT, EMPLOYEE, OR A PERSON WHO RESIDES AT THE FACILITY OR THE HOME".	
	Page 8, line 35, after "KINSHIP" insert "FOSTER".	
	<u>Amendment No. 4(L.018), by Senator Newell.</u>	
	Amend the Judiciary Committee Report, dated February 18, 2015, page 4, line 28, after "shall" insert "IMMEDIATELY".	
	Page 4, line 39, after "shall" insert "IMMEDIATELY".	
	Page 5, line 16, strike "section, HOWEVER," and substitute "section; EXCEPT THAT".	
	Page 5, line 20, strike "ENFORCEMENT" and substitute "ENFORCEMENT, OR TO THE COUNTY DEPARTMENT WHEN THE COUNTY DEPARTMENT HAS A FINGERPRINT MACHINE,".	
	Page 5, strike lines 28 through 32 and substitute "4 shall report to a local law enforcement agency OR TO A COUNTY DEPARTMENT THAT HAS A FINGERPRINT MACHINE for the purpose of providing fingerprints to the law enforcement agency OR TO THE COUNTY DEPARTMENT no later than five days after the child is placed in the person's home or no later than fifteen calendar days when exigent circumstances exist. If the relative or other available person fails to report to the local law enforcement agency OR TO THE COUNTY DEPARTMENT, IF APPLICABLE, FOR FINGERPRINTING within".	
	Page 6, strike lines 1 through 3 and substitute:	
	"(3) When a person reports to a local law enforcement agency OR A COUNTY DEPARTMENT THAT HAS A FINGERPRINT MACHINE, pursuant to the provisions of subsection (2) of this section, the local law enforcement agency OR THE COUNTY DEPARTMENT, IF APPLICABLE, shall fingerprint the person and IMMEDIATELY forward the".	
	Page 7, line 32, after "(4.5)." insert "THE LOCAL LAW ENFORCEMENT AGENCY SHALL PROVIDE THE COUNTY DEPARTMENT WITH THE RESULTS	

OF THE STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY
RECORD CHECK WITHIN FORTY-EIGHT HOURS."

Page 8, line 34, strike "CARE:" and substitute "CARE, UNLESS SUCH
PLACEMENT IS AN EMERGENCY PLACEMENT PURSUANT TO SECTION
19-3-406:".

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

HB15-1047 by Representative(s) Lawrence and Becker K.; also Senator(s) Grantham and Neville T.--
Concerning a prohibition on the use of simulated gambling devices.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, February 20, page(s) 310, was **lost**.)

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

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

SB15-104 by Senator(s) Holbert, Johnston, Kerr; also Representative(s) Lee--Concerning the
continuation of the Colorado division of securities, and, in connection therewith,
implementing the recommendations of the 2014 sunset report by the department of
regulatory agencies.

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

SB15-106 by Senator(s) Woods, Balmer, Jahn; also Representative(s) Arndt--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.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, February 11, page(s) 236 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, February 20, page(s) 310 and placed in members' bill files.)

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

SB15-121 by Senator(s) Crowder; also Representative(s) Dore--Concerning the eligibility for
financing provided by the Colorado water resources and power development authority of a
public water system that is not owned by a governmental agency.

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

HB15-1029 by Representative(s) Buck and Ginal; also Senator(s) Kefalas and Martinez Humenik--
Concerning coverage under a health benefit plan for health care services delivered through
telehealth in any area of the state.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 20, page(s) 310 and placed in members' bill files.)

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

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB15-1047 by Representative(s) Lawrence and Becker K.; also Senator(s) Grantham and Neville T.-- Concerning a prohibition on the use of simulated gambling devices.

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the Finance Committee amendment to HB15-1047, did pass, and that HB15-1047, as amended, did pass.

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	14	NO	19	EXCUSED	2	ABSENT	0
Aguilar	E	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	E
Donovan	N	Johnston	Y	Neville T.	N	Woods	N
Garcia	N	Jones	N	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
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: SB15-087 as amended, SB15-104, SB15-106 as amended, SB15-121, HB15-1021, HB15-1047, HB15-1029 as amended.

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 Consent Calendar (SJR15-008) of Tuesday, February 24, was laid over until Wednesday, February 25, retaining its place on the calendar.

CONSIDERATION OF MEMORIALS

SM15-001 by Senator(s) Johnston--Memorializing former Senator Regis Groff.

Laid over until Wednesday, February 25, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
STATE BOARD OF PAROLE

for terms expiring July 1, 2017:

Denise K. Balazic of Aurora, Colorado, to serve as a parole or probation representative, reappointed;

Alfredo Enrique Pena of Denver, Colorado, to serve as a citizen representative, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PUBLIC SAFETY

effective June 16, 2014, for a term expiring at the pleasure of the Governor:

Stanley Alan Hilkey of Palisade, Colorado, and occasioned by the resignation of James H. Davis of Westminster, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

Dennis Raymond Desparrois of Denver, Colorado, to serve as a representative from the Colorado Department of Human Services, and occasioned by the resignation of Daniel L. Casey of Thornton, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2015:

- Sondra Winterhof Mercier of Westminster, Colorado, appointed;
- MaryKay Kelley of Silverthorne, Colorado, reappointed;
- Ann Louesa Maricle of Denver, Colorado reappointed;
- Gregg A. Near of Lakewood, Colorado, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2018:

- Jamie Greeman of Alamosa, Colorado, a representative of the destination marketing industry, appointed;
- Robert Stinchcomb of Lafayette, Colorado, to serve as an at large member from tourism-based industries, reappointed;
- Ian Steyn of Larkspur, Colorado, a representative of other outdoor recreation industries, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for terms expiring December 31, 2018:

Mark Allan Gustafson of Windsor, Colorado, to serve as a member who has substantial experience in the production of agriculture, and to serve as a Republican, reappointed;

Dennis Eugene Flores of Pueblo, Colorado, to serve as a Democrat, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	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	E
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB15-110 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, after line 7 insert:

"SECTION 3. In Colorado Revised Statutes, 12-54-102, amend (5) and (12) introductory portion as follows:

12-54-102. Definitions. As used in this article, unless the context otherwise requires:

(5) "Crematory" means a building, facility, ESTABLISHMENT or structure where human remains are cremated.

(12) "Funeral establishment", "FUNERAL HOME", OR "MORTUARY" means:

SECTION 4. In Colorado Revised Statutes, amend 12-54-105 as follows:

12-54-105. Care of bodies required - public health. The custodian shall not keep the human remains more than twenty-four hours after death before final disposition but shall embalm or properly refrigerate the body after twenty-four hours A FUNERAL ESTABLISHMENT SHALL EMBALM, REFRIGERATE, CREMATE, BURY, OR ENTOMB HUMAN REMAINS WITHIN TWENTY-FOUR HOURS AFTER TAKING CUSTODY OF THE REMAINS."

Renumber succeeding sections accordingly.

Page 3, strike lines 20 through 27 and substitute:

"(2) A FUNERAL ESTABLISHMENT IS RESPONSIBLE FOR IDENTIFYING AND TRACKING HUMAN REMAINS FROM THE TIME IT TAKES CUSTODY OF HUMAN REMAINS UNTIL THE:

(a) FINAL DISPOSITION HAS OCCURRED OR THE REMAINS ARE RETURNED TO THE PERSON WHO HAS THE RIGHT OF FINAL DISPOSITION;

(b) HUMAN REMAINS ARE RELEASED IN ACCORDANCE WITH THE INSTRUCTIONS GIVEN BY THE PERSON WHO HAS THE RIGHT OF FINAL DISPOSITION; OR

(c) REMAINS ARE RELEASED TO ANOTHER FUNERAL ESTABLISHMENT, CREMATORY, REPOSITORY, OR ENTITY AS AUTHORIZED BY THE PERSON WHO HAS THE RIGHT OF FINAL DISPOSITION."

Page 4, strike lines 1 through 5.

Page 4, line 9, strike "FACILITY";" and substitute "FACILITY",
"REPOSITORY", AND "ENTITY";".

Page 4, strike lines 18 and 19 and substitute:

"(k) To ALLOW A CREMATORY OPERATOR TO perform services
beyond a cremationist's AN OPERATOR'S competency, training, or
education;".

Page 5, after line 25 insert:

"SECTION 8. In Colorado Revised Statutes, add 12-54-308 as
follows:

12-54-308. Custody and responsibility - rules. (1) A
CREMATORY SHALL NOT, THROUGH ITS MANAGERS, EMPLOYEES,
CONTRACTORS, OR AGENTS, TAKE CUSTODY OF HUMAN REMAINS
WITHOUT AN ATTESTATION OF POSITIVE IDENTIFICATION ON A FORM
PROMULGATED BY THE DIRECTOR BY RULE BY:

- (a) THE NEXT OF KIN;
 - (b) THE COUNTY CORONER OR THE COUNTY CORONER'S DESIGNEE;
- OR
- (c) AN AUTHORIZED PERSON AT THE CARE FACILITY WHERE THE
DECEASED DIED.

(2) A CREMATORY IS RESPONSIBLE FOR IDENTIFYING AND
TRACKING HUMAN REMAINS FROM THE TIME IT TAKES CUSTODY OF
HUMAN REMAINS UNTIL THE:

- (a) FINAL DISPOSITION HAS OCCURRED OR THE REMAINS ARE
RETURNED TO THE PERSON WHO HAS THE RIGHT OF FINAL DISPOSITION;
- (b) HUMAN REMAINS ARE RELEASED IN ACCORDANCE WITH THE
INSTRUCTIONS GIVEN BY THE PERSON WHO HAS THE RIGHT OF FINAL
DISPOSITION; OR

(c) REMAINS ARE RELEASED TO A FUNERAL ESTABLISHMENT,
ANOTHER CREMATORY, REPOSITORY, OR ENTITY AS AUTHORIZED BY THE
PERSON WHO HAS THE RIGHT OF FINAL DISPOSITION.

(3) THE DIRECTOR SHALL ADOPT RULES IMPLEMENTING THIS
SECTION THAT:

- (a) ESTABLISH WHAT CONSTITUTES CUSTODY;
- (b) DEFINE "CARE FACILITY", "REPOSITORY", AND "ENTITY";
- (c) ESTABLISH WHO IS AUTHORIZED TO IDENTIFY HUMAN REMAINS
AT A CARE FACILITY FOR A FUNERAL ESTABLISHMENT; AND
- (d) PRESCRIBE THE PROCEDURES FOR DOCUMENTING THE POSITIVE
IDENTIFICATION AND CHAIN OF CUSTODY OF HUMAN REMAINS."

Renumber succeeding sections accordingly.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday,
February 25, 2015.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate