

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
First Regular Session

98th Legislative Day Tuesday, April 14, 2015

Prayer By Senator Baumgardner.

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

Pledge By Senator Donovan.

Roll Call Present--34
Excused--1, Holbert.
Present later--1, Holbert.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Monday, April 13, 2015, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB15-214 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 6, strike "Mental Health" and substitute "in Crisis".

Page 2, line 7, strike "mental health" and substitute "in crisis".

Page 2, line 8, strike "membership." and substitute "membership - repeal.".

Page 2, line 9, strike "MENTAL HEALTH" and substitute "IN CRISIS".

Page 2, line 16, after "CRISIS;" add "AND".

Page 2, strike line 19 and substitute "STUDENTS.".

Page 3, strike lines 1 through 6 and substitute:

"(b) THE COMMITTEE MAY RECOMMEND LEGISLATIVE CHANGES THAT SHALL BE TREATED AS LEGISLATION RECOMMENDED BY AN INTERIM COMMITTEE FOR PURPOSES OF ANY INTRODUCTION DEADLINES OR BILL LIMITATIONS IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY.

(c) THE COMMITTEE SHALL MEET NO MORE THAN SIX TIMES EACH LEGISLATIVE INTERIM, UNLESS ADDITIONAL MEETINGS ARE AUTHORIZED BY THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL, AND MAY MEET AS NECESSARY THROUGHOUT THE".

Page 3, line 22, strike "GOVERNOR OR HIS OR HER DESIGNEE;" and substitute "GOVERNOR;".

Page 3, strike lines 23 through 26 and substitute:

"(II) ONE MEMBER WHO IS A LICENSED SCHOOL EDUCATOR AND EXPERIENCED IN WORKING WITH CHILDREN WITH DISABILITIES, AS

DEFINED IN SECTION 22-20-103 (5) (a), TO BE APPOINTED BY THE GOVERNOR;".

Page 4, line 3, strike "GOVERNOR OR HIS OR HER DESIGNEE;" and substitute "GOVERNOR;".

Page 4, line 7, strike "GOVERNOR OR HIS OR HER DESIGNEE;" and substitute "GOVERNOR;".

Page 4, line 9, strike "GOVERNOR OR HIS OR HER DESIGNEE;" and substitute "GOVERNOR;".

Page 4, line 13, strike "GOVERNOR OR HIS OR HER DESIGNEE." and substitute "GOVERNOR.".

Page 5, line 1, after "STAFF" insert "AND THE STAFF OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES".

Page 5, after line 2 insert:

"(6) THIS ARTICLE IS REPEALED, EFFECTIVE JULY 1, 2019.".

Page 1, strike lines 102 and 103, and substitute "SCHOOLS.".

Judiciary

After consideration on the merits, the Committee recommends that **SB15-213** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 2 through 26 and substitute the following:

"SECTION 1. Legislative declaration. (1) The general assembly recognizes that:

- (a) Colorado benefits from having an educated citizenry;
- (b) Primary and secondary school students have limited autonomy during school hours and little say in the security provided during the school day; and
- (c) Public school districts provide essential public services through primary and secondary schools and charter schools and unlimited liability against school districts could disrupt the provision of educational services.

(2) Therefore, the general assembly finds that public school districts and charter schools should be provided with protection from unlimited liability. However, the general assembly also finds and acknowledges that the sovereign immunity that has been extended to public school districts and to charter schools prior to the passage of this act can lead to inequitable results for students who are otherwise unable to protect themselves from serious bodily injury or death in the school environment. Moreover, the general assembly acknowledges that times have changed in this country and in this state because there have been so many acts of school violence in which students and teachers have been killed and injured by persons. In this state since April 20, 1999, there have been three separate incidents of school violence in which students have been killed at their schools. In response to school violence, schools have begun to undertake actions to address security issues, undertake safety drills, train staff, and assess the risks to students from acts of school violence. Parents have a reasonable expectation that when they send their children to a public school that the school and its employees will have taken steps to keep the children safe. The general assembly finds that it is now foreseeable that violence in schools could occur.

(3) For the reasons stated in paragraphs (1) and (2) of this section, the general assembly therefore declares the purposes of this act are:

- (a) To recognize and state that there is a limited duty of reasonable care upon public schools, charter schools, and their employees to provide for student safety and to protect students and employees in

their schools;	1
(b) To waive on a limited basis governmental immunity, thereby	2
allowing for recovery of capped damages where that duty of reasonable	3
care has been breached by a school district, charter school, or their	4
employees; and	5
(c) To waive on a limited basis governmental immunity to ensure	6
that there is a robust and effective discovery through the legal system of	7
the causes of acts of school violence.	8
(4) It is the intent of the general assembly in enacting this act to	9
affirmatively recognize a statutory duty upon school districts, charter	10
schools, and their employees to protect students, faculty, and staff from	11
foreseeable harm caused by other persons. The general assembly hereby	12
declares that the purpose of recognizing that this duty exists under this	13
act is to create a tort remedy against school districts and charter schools	14
in cases where a school district, charter school, or its employees knew or	15
should have known of the danger that was presented and breached that	16
duty of care.	17
(5) The general assembly also further states that its intent in	18
enacting the provisions in this act regarding discovery and settlement is	19
to provide a remedy for plaintiffs affected by acts of school violence and	20
to achieve robust and vigorous discovery of events leading to those	21
incidents of school violence.	22
SECTION 2. In Colorado Revised Statutes, add 24-10-106.3 as	23
follows:	24
24-10-106.3. Immunity and partial waiver - claims for serious	25
bodily injury or death on public school property or at	26
school-sponsored events - definitions. (1) Definitions. FOR PURPOSES	27
OF THIS SECTION, UNLESS THE".	28
	29
Renumber succeeding sections accordingly.	30
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Strike page 4.	32
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Page 5, strike lines 1 through 17.	34
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Renumber succeeding subsections accordingly.	36
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Page 5, after line 21 insert:	38
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"(b) "CRIME OF VIOLENCE" MEANS THAT THE PERSON COMMITTED,	40
CONSPIRED TO COMMIT, OR ATTEMPTED TO COMMIT ONE OF THE	41
FOLLOWING CRIMES:	42
(I) MURDER;	43
(II) FIRST DEGREE ASSAULT;	44
(III) SECOND DEGREE ASSAULT; OR	45
(IV) SEXUAL ASSAULT, AS DEFINED IN SECTION 18-3-402, C.R.S.".	46
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Reletter succeeding paragraphs accordingly.	48
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Page 5, strike lines 25 through 27 and substitute:	50
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"(I) ENGAGED IN A CRIME OF VIOLENCE; AND".	52
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Page 6, line 2, strike "(b)" and substitute "(c)".	54
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Page 6, line 17, strike "AND, SINCE".	56
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Page 6, line 18, strike "JANUARY 1, 2013, HAVE HAD".	58
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Page 7, line 8, strike "(3)" and substitute "(2)".	60
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Page 7, strike line 11 and substitute "OR AFTER THE EFFECTIVE DATE OF	62
THIS ACT.".	63
	64
Page 8, line 2, strike "(3)" and substitute "(2)".	65
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Page 8, strike lines 9 through 12 and substitute:	67

	"24-10-114 (1).".	1
		2
	Page 8, strike lines 15 through 17 and substitute "UNDER THIS SECTION, AN OFFER OF JUDGMENT BY A DEFENDANT UNDER SECTION 13-17-202, C.R.S., PRIOR TO THE COMPLETION OF DISCOVERY, IS NOT DEEMED REJECTED IF NOT ACCEPTED UNTIL FOURTEEN DAYS AFTER THE COMPLETION OF DISCOVERY AND THE PLAINTIFF IS NOT LIABLE FOR COSTS DUE TO NOT ACCEPTING SUCH AN OFFER OF JUDGMENT UNTIL FOURTEEN DAYS AFTER THE COMPLETION OF DISCOVERY. IF A DEFENDANT REFUSES TO ANSWER A COMPLAINT, OR A".	3
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	Page 9, strike lines 21 through 23 and substitute:	11
		12
	" SECTION 6. Effective date - applicability. This act takes effect upon passage and applies to claims asserted against a school district or charter school resulting from an incident of school violence that occurred on or after the effective date of this act.".	13
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB15-1215 be referred to the Committee of the Whole with favorable recommendation.	20
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB15-231 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26
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	Amend printed bill, page 4, line 1, strike "CRIMINAL INVESTIGATIVE" and substitute "INVESTIGATIVE".	31
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		33
	Page 4, strike line 4 and substitute "EDUCATION, INCLUDING THE AURARIA HIGHER EDUCATION CENTER CREATED IN ARTICLE 70 OF TITLE 23, C.R.S.;	34
	(g) THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS;	35
	(h) INVESTIGATIVE UNITS WITHIN A DISTRICT ATTORNEY'S OFFICE;	36
	AND".	37
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	Reletter succeeding paragraph accordingly.	40
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB15-225 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	43
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	Amend printed bill, page 3, line 20, strike "JANUARY 1, 2016," and substitute "JULY 1, 2015,".	48
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	Page 3, line 27, strike "OCTOBER 1," and substitute "JUNE 1,".	51
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	Page 4, line 1, strike "JANUARY 1, 2016." and substitute "JULY 1, 2015.".	53
		54
	Page 4, line 14, strike "JANUARY 1, 2016." and substitute "JULY 1, 2015.".	55
		56
	Page 4, line 17, strike "OCTOBER" and substitute "JUNE".	57
		58
	Page 4, line 18, strike "NOVEMBER 1," and substitute "JUNE 15,".	59
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	Page 5, line 1, strike "JANUARY 1, 2016." and substitute "JULY 1, 2015.".	61
		62
	Page 5, line 2, strike "JANUARY 1, 2016," and substitute "JULY 1, 2015,".	63
		64
	Page 5, line 5, strike "JANUARY 1, 2017," and substitute "JULY 1, 2016,".	65
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	Page 5, line 8, strike "JANUARY 1, 2018," and substitute "JULY 1, 2017,".	67

Page 5, line 11, strike "JANUARY 1, 2019," and substitute "JULY 1, 2018,".

Page 5, strike lines 17 and 18 and substitute "THE SKILLS IN STATE FINANCIAL, LEGAL, AND REGULATORY EXPERTISE AS REQUIRED TO OVERSEE THE STATE HISTORICAL SOCIETY AND".

Page 6, line 4, strike "JANUARY 1, 2016," and substitute "JULY 1, 2015,".

Page 6, line 6, strike "JANUARY 1, 2016." and substitute "JULY 1, 2015.".

Page 6, line 8, strike "JANUARY 1, 2016," and substitute "JULY 1, 2015,".

Page 6, strike line 9 and substitute "JUNE 30, 2015.".

Page 6, strike line 27 and substitute:

"SECTION 4. 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.".

Strike page 7.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that SB15-220 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 13, strike "ADEQUATE".

Page 2, line 14, strike "SECURITY" and substitute "LAW ENFORCEMENT SERVICES".

Page 2, line 17, strike "SECURITY" and substitute "LAW ENFORCEMENT" and after "APPROPRIATE," insert "WITH LOCAL LAW ENFORCEMENT AGENCIES AND".

Page 2, line 20, after "(3)" insert "(a)".

Page 2, line 21, strike "SHALL" and substitute "MAY".

Page 2, line 22, strike "REQUIRED" and substitute "REQUESTED".

Page 3, after line 2 insert:

"(b) THE STATE PATROL MAY PROVIDE PROTECTION AND SECURITY SERVICES AS DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (3) FOR ANY FUNCTION HELD IN COLORADO AT WHICH A MEMBER OF THE GENERAL ASSEMBLY IS IN ATTENDANCE IN AN OFFICIAL CAPACITY WITH APPROPRIATE COORDINATION WITH LOCAL LAW ENFORCEMENT. FACTORS TO BE CONSIDERED WHEN DETERMINING THE NEED FOR PROVIDING THESE SERVICES INCLUDE, BUT ARE NOT LIMITED TO, THE LOCATION OF THE FUNCTION, THE ESTIMATED LEVEL OF THREAT ASSOCIATED WITH THE FUNCTION, AND STAFFING REQUIREMENTS.".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that HB15-1130 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend revised bill, page 5, strike lines 19 through 27.

Strike pages 6 and 7.

Page 8, strike line 1 and 2 and substitute:

"SECTION 6. In Colorado Revised Statutes, add 31-10-102.8 as follows:

31-10-102.8. Military or overseas voters – timely transmission, casting, and receipt of ballot. (1) AS USED IN THIS SECTION, "TRANSMIT A BALLOT" MEANS SENDING A BALLOT AND BALLOT MATERIALS TO A MILITARY OR OVERSEAS VOTER BY FACSIMILE OR ELECTRONIC MAIL, AS INDICATED ON THE LIST OF MILITARY OR OVERSEAS VOTERS OBTAINED FROM THE COUNTY CLERK AND RECORDER IN ACCORDANCE WITH SUBSECTION (5) OF THIS SECTION. "TRANSMIT A BALLOT" DOES NOT INCLUDE ELECTRONIC TRANSMISSION BY SOCIAL MEDIA OR OTHER INTERNET APPLICATIONS.

(2) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (2), THE CLERK SHALL MAIL OR TRANSMIT A BALLOT AND BALLOT MATERIALS TO ANY PERSON DESIGNATED AS A MILITARY OR OVERSEAS VOTER IN THE COMPUTERIZED STATEWIDE VOTER REGISTRATION DATABASE NO LATER THAN FORTY-FIVE DAYS BEFORE AN ELECTION CONDUCTED IN ACCORDANCE WITH THIS ARTICLE; EXCEPT THAT, IF THE CLERK RECEIVES A CERTIFICATE OF NEW REGISTRATION FROM A MILITARY OR OVERSEAS VOTER AFTER THE FORTY-FIFTH DAY BEFORE THE ELECTION, THE CLERK SHALL MAIL OR TRANSMIT A BALLOT TO THE VOTER AS SOON AS PRACTICABLE.

(b) IN A RECALL ELECTION CONDUCTED IN ACCORDANCE WITH PART 5 OF ARTICLE 4 OF THIS TITLE, THE CLERK SHALL MAIL OR TRANSMIT A BALLOT TO ANY PERSON DESIGNATED AS A MILITARY OR OVERSEAS VOTER IN THE COMPUTERIZED STATEWIDE VOTER REGISTRATION DATABASE AS SOON AS PRACTICABLE AFTER BALLOT CERTIFICATION.

(3) TO BE VALID, A MILITARY OR OVERSEAS VOTER MUST SUBMIT THE BALLOT FOR MAILING OR TRANSMIT THE BALLOT AND COMPLETED SIGNED AFFIRMATION, AS SPECIFIED IN SECTION 1-8.3-114, C.R.S., SIGNED BY THE COVERED VOTER BY FACSIMILE OR ELECTRONIC MAIL, NOT LATER THAN 7:00 P.M. MOUNTAIN TIME ON THE DATE OF THE ELECTION.

(4) THE DESIGNATED ELECTION OFFICIAL MUST COUNT A VALID BALLOT RECEIVED IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION IF THE BALLOT IS RECEIVED BY THE CLOSE OF BUSINESS ON THE EIGHTH DAY AFTER THE ELECTION.

(5) NO LATER THAN SIXTY DAYS BEFORE THE ELECTION, THE COUNTY CLERK AND RECORDER OF THE COUNTY IN WHICH THE MUNICIPALITY IS LOCATED MUST FORWARD TO THE MUNICIPAL CLERK A COMPLETE LIST OF VOTERS IN THE MUNICIPALITY WHO ARE MARKED AS MILITARY OR OVERSEAS VOTERS IN THE COMPUTERIZED STATEWIDE VOTER REGISTRATION DATABASE.

(6) A MILITARY OR OVERSEAS VOTER WHO REQUESTED AND RECEIVED BALLOT MATERIALS BY FACSIMILE OR ELECTRONIC MAIL MAY ALSO RETURN THE BALLOT AND AFFIDAVIT SPECIFIED IN SUBSECTION (3) OF THIS SECTION BY FACSIMILE OR ELECTRONIC MAIL IN CIRCUMSTANCES WHERE RETURNING THE BALLOT BY MAIL OR VOTING IN PERSON IS NOT AVAILABLE OR IS NOT FEASIBLE DUE TO OPERATIONS TEMPO, TEMPORARY DUTY, OR DEPLOYMENT."

Renumber succeeding sections accordingly.

SENATE SERVICES REPORT

Correctly Printed: SB15-266 and 267; SJR15-025; SR-003.
Correctly Engrossed: SB15-203, 205 and 207.
Correctly Revised: HB15-1149, 1218, 1266, 1269, 1280, 1294 and 1295.
Correctly Rerevised: HB15-1198.

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:

HB15-1294 by Representative(s) Lee and Keyser, Esgar, Lebsock, Carver, Lontine, Primavera, Ryden, Salazar, Sias, Tate, Thurlow, Tyler, Williams, Young; also Senator(s) Todd and Hill-- Concerning alignment of state law regarding in-state tuition classification with the federal "Veterans Access, Choice, and Accountability Act of 2014".

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

YES	34	NO	0	EXCUSED	1	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	E	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: Aguilar, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg and Woods.

HB15-1295 by Representative(s) Melton and Priola, Arndt, Joshi, Nordberg, Ransom, Tate, Van Winkle, Windholz; also Senator(s) Holbert, Balmer, Hodge, Newell--Concerning inspections conducted by institutions of higher education.

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

YES	34	NO	0	EXCUSED	1	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	E	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, Grantham, Heath, Lambert, Lundberg, Marble, Merrifield, Scheffel, Scott, Todd and Woods.

HB15-1269 by Representative(s) McCann and Ginal, Landgraf; also Senator(s) Grantham--Concerning the transfer of persons who cannot be safely confined in their current facility between a department of corrections facility and a facility operated by the department of human services.

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

YES	34	NO	0	EXCUSED	1	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	E	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: Aguilar, Guzman, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Steadman and Todd.

SB15-207 by Senator(s) Baumgardner and Scott, Kefalas, Sonnenberg; also Representative(s) Brown, Becker K., Vigil--Concerning the authority of the state to enter into lease-purchase agreements for the refinancing of the Colorado bureau of investigation's Grand Junction regional office and forensic laboratory.

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

YES	34	NO	0	EXCUSED	1	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	E	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: Donovan, Heath, Jahn, Johnston, Merrifield, Steadman and Todd.

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.

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

YES	34	NO	0	EXCUSED	1	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	E	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: Aguilar, Carroll, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Merrifield, Newell, Scheffel and Todd.

HB15-1149 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the respondent parents' counsel, 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	34	NO	0	EXCUSED	1	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	E	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: Crowder, Guzman, Heath, Johnston, Newell and Todd.

HB15-1266 by Representative(s) Rankin, Hamner, Young, Singer, Tate, Tyler; also Senator(s) Lambert, Grantham, Steadman, Martinez Humenik, Neville T., Newell--Concerning the information technology budget request process.

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

YES	34	NO	0	EXCUSED	1	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	E	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 and Kerr.

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.

CONSIDERATION OF RESOLUTIONS

HJR15-1017 by Representative(s) Brown and Fields, Joshi, Klingenschmitt, Arndt, Becker J., Becker K., Buck, Buckner, Carver, Conti, Coram, DelGrosso, Dore, Garnett, Ginal, Hamner, Lebsock, Lontine, Lundeen, Melton, Mitsch Bush, Navarro, Neville P., Priola, Ransom, Roupe, Ryden, Saine, Sias, Thurlow, Vigil, Willett, Williams, Wilson, Windholz, Winter; also Senator(s) Sonnenberg and Baumgardner, Donovan, Roberts--Concerning expressing support for the designation of the 4th Saturday in July as "National Day of the Cowboy".

On motion of Senator Sonnenberg, the resolution 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 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, Cadman, Carroll, Cooke, Crowder, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Steadman, Todd, Ulibarri and Woods.

SJR15-025 by Senator(s) Lambert; also Representative(s) Carver--Concerning the recognition of the 31st Space Symposium and celebrating the premier U.S. space policy and program forum.

On motion of Senator Lambert, the resolution was read at length and **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 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, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Todd, Ulibarri and Woods.

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:

SB15-177 by Senator(s) Scheffel and Ulibarri; also Representative(s) DelGrosso and Singer-- Concerning prerequisites to the authority of a unit owners' association to pursue resolution of disputes involving construction defects.

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	N	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	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	Y	Merrifield	N	Ulibarri	Y
Donovan	N	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	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, Hill, Holbert, Johnston, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scott, Sonnenberg and Woods.

HB15-1173 by Representative(s) Mitsch Bush and Rankin; also Senator(s) Todd--Concerning a requirement that motor vehicles have certain traction equipment when driving on the interstate 70 mountain corridor.

A majority of those elected to the Senate having voted in the affirmative, Senator Baumgardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.015), by Senators Baumgardner and Carroll.

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

"SECTION 1. In Colorado Revised Statutes, 43-2-145, add (1) (e) as follows:
43-2-145. Transportation legislation review - committee - repeal. (1) (e) (I) PRIOR TO JANUARY 1, 2016, THE COMMITTEE SHALL GATHER INFORMATION AND, IF NECESSARY, MAKE RECOMMENDATIONS CONCERNING THE USE OF ADEQUATE AND APPROPRIATE TIRE TREAD TO REDUCE I-70 CONGESTION, LANE CLOSURES, AND ACCIDENTS. THE COMMITTEE SHALL ANALYZE THE NEED, ENFORCEABILITY, COSTS, SAFETY, AND ANY OTHER RELEVANT FACTORS ADDRESSING THE ADEQUACY OR INADEQUACY OF THE CURRENT LAW REGARDING MOTOR VEHICLE TRACTION EQUIPMENT. NO LATER THAN FEBRUARY 1, 2016, THE COMMITTEE MAY RECOMMEND LEGISLATION TO IMPLEMENT THE RECOMMENDATIONS, AND THE LEGISLATION IS DEEMED LEGISLATION RECOMMENDED BY AN INTERIM LEGISLATIVE COMMITTEE FOR PURPOSES

OF ANY INTRODUCTION DEADLINES OR BILL LIMITATIONS IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY; EXCEPT THAT THE BILLS ARE NOT SUBJECT TO REVIEW BY OR APPROVAL OF LEGISLATIVE COUNCIL.

(II) THIS PARAGRAPH (e) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2016.

SECTION 2. 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.".

The amendment was **passed** on the following roll call vote:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	N	Merrifield	Y	Ulibarri	Y
Donovan	N	Johnston	N	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	N	President	Y
Grantham	Y	Kefalas	N	Roberts	Y		

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	N	Kerr	Y	Scheffel	Y
Balmer	N	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	N	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	N	Kefalas	Y	Roberts	Y		

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

Co-sponsor(s) added: Donovan.

HB15-1218 by Representative(s) Fields; also Senator(s) Johnston--Concerning requiring certain disclosures by defense-initiated victim outreach specialists.

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: Cooke, Guzman, Heath, Hill, Kerr, Martinez Humenik, Merrifield, Newell, Roberts and Todd.

SB15-203 by Senator(s) Cooke; also Representative(s) Pabon--Concerning continuation of the regulation of debt-management service providers by the attorney general, and, in connection therewith, implementing the recommendations of the 2014 sunset report by the department of regulatory agencies.

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

YES	28	NO	7	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	Y	Sonnenberg	N
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.	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**.

HB15-1280 by Representative(s) Young, Hamner, Rankin, Becker K., Brown, Vigil; also Senator(s) Grantham, Lambert, Steadman, Baumgardner, Kefalas, Sonnenberg--Concerning the creation of a capital reserve in certain cash funds.

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: Crowder, Martinez Humenik, Roberts and Scott.

Committee of the Whole	On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to the chair to act as Chairman.	1 2 3 4
	GENERAL ORDERS -- SECOND READING OF BILLS	5
	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:	6 7 8 9 10
SB15-135	by Senator(s) Martinez Humenik and Jahn, Hodge, Holbert, Todd; --Concerning modifications to statutory provisions governing urban redevelopment affecting public bodies in connection with urban renewal projects.	11 12 13 14
	Laid over until Wednesday, April 15, retaining its place on the calendar.	15 16 17
SCR15-001	by Senator(s) Martinez Humenik; also Representative(s) Windholz--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the repeal of the requirement that each county in the state elect a county surveyor.	18 19 20 21 22
	Laid over until Wednesday, April 15, retaining its place on the calendar.	23 24 25
SB15-209	by Senator(s) Balmer, Todd; also Representative(s) Williams--Concerning an amendment to specified statutes governing the management of the financial affairs of a unit owners' association under the "Colorado Common Interest Ownership Act" so as to exempt communities in which a majority of units designated for residential use are time share units.	26 27 28 29 30
	<u>Amendment No. 1, Business, Labor & Technology Committee Amendment.</u> (Printed in Senate Journal, March 26, page(s) 579-580 and placed in members' bill files.)	31 32 33 34
	<u>Amendment No. 2(L.009), by Senator Carroll.</u>	35
	Amend the Business, Labor, and Technology Committee Report, dated March 25, 2015, page 1, strike lines 11 through 18.	36 37 38
	Page 2, strike lines 1 through 5 and substitute:	39 40
	"Page 3, strike lines 4 through 27.	41 42
	Page 4, strike lines 1 through 11 and substitute:".	43 44
	Page 2 of the committee report, strike "3." and substitute "2.".	45 46 47
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	48 49 50 51
HB15-1242	by Representative(s) Danielson, Roupe, Windholz; also Senator(s) Aguilar--Concerning the right of a medical patient to designate a caregiver to assist the patient with basic tasks following release from a medical facility.	52 53 54 55
	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u> (Printed in Senate Journal, April 9, page(s) 692 and placed in members' bill files.)	56 57 58 59
	<u>Amendment No. 2(L.006), by Senator Aguilar.</u>	60
	Amend the Health and Human Services Committee Report, dated April 8, 2015, page 1, strike lines 7 and 8 and substitute:	61 62 63
	"(7) THE BOARD OF HEALTH MAY PROMULGATE RULES TO ENSURE COMPLIANCE WITH THIS SECTION.".	64 65 66 67

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

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.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 345-347 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 10, page(s) 704 and placed in members' bill files.)

Amendment No. 3(L.008), by Senator Grantham.

Amend the Health & Human Services Committee Report, dated February 25, 2015, page 2, line 16, after "OBSERVES" insert "IN PERSON".

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

SB15-014 by Senator(s) Aguilar; also Representative(s) Singer--Concerning marijuana issues that are not regulated by the department of revenue.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 27, page(s) 355-360 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 10, page(s) 704-705 and placed in members' bill files.)

Amendment No. 3(L.005), by Senator Aguilar.

Amend the Health and Human Services Committee Report, dated February 26, 2015, page 6, line 7, strike "AN AUTHORIZED" and substitute "A RECOMMENDED".

Page 7 of the committee report, line 5, strike "(C)" and substitute "(B)".

Page 7 of the committee report, strike lines 16 through 18 and substitute "REGISTRY NUMBERS".

Page 7 of the committee report, line 19, strike "CULTIVATING" and substitute "PRIMARY".

Page 9 of the committee report, line 18, strike "(7)," and substitute "(7) (a), (7) (c), (7) (e), (7) (f),".

Amendment No. 4(L.006), by Senator Steadman.

Amend the Appropriations Committee Report, dated April 10, 2015, page 1, line 2, strike "page 8, strike lines 23 through 41." and substitute "page 9, strike lines 2 through 4 and substitute:

"(XVI) FOR AUDITING STATE AND LOCAL LAW ENFORCEMENT AGENCIES PROPER USE OF MEDICAL MARIJUANA INFORMATION.".

Page 1 of the committee report, strike lines 3 and 4.

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

	Page 1 of the committee report, line 12, strike "7." and substitute "8."	1
		2
	Page 2 of the committee report, line 5, strike "8." and substitute "9."	3
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	Page 2 of the committee report, line 21, strike "9." and substitute "10."	5
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	Page 2 of the committee report, line 22, strike "10." and substitute "11."	7
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	10
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SB15-012	by Senator(s) Kefalas, Todd; also Representative(s) Pettersen--Concerning the treatment of child support for purposes of the Colorado works program.	14
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	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u>	16
	(Printed in Senate Journal, January 23, page(s) 96 and placed in members' bill files.)	17
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	<u>Amendment No. 2, Finance Committee Amendment.</u>	19
	(Printed in Senate Journal, February 11, page(s) 237 and placed in members' bill files.)	20
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		22
	<u>Amendment No. 3, Appropriations Committee Amendment.</u>	23
	(Printed in Senate Journal, April 10, page(s) 705 and placed in members' bill files.)	24
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	<u>Amendment No. 4(L.004), by Senator Kefalas.</u>	26
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	Amend printed bill, page 3, line 10, after "ARTICLE." insert "HOWEVER, SUCH PAYMENTS, WITH APPLICABLE DISREGARDS, SHALL BE CONSIDERED INCOME FOR PURPOSES OF DETERMINING ELIGIBILITY."	28
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	Page 3, line 23, before the first "THE" insert "EFFECTIVE JANUARY 1, 2017,".	32
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	Page 4, line 1, after "ARTICLE." insert "HOWEVER, SUCH PAYMENTS, WITH APPLICABLE DISREGARDS, SHALL BE CONSIDERED INCOME FOR PURPOSES OF DETERMINING ELIGIBILITY."	35
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	Page 5, line 7, after the period add "HOWEVER, SUCH PAYMENTS, WITH APPLICABLE DISREGARDS, SHALL BE CONSIDERED INCOME FOR PURPOSES OF DETERMINING ELIGIBILITY FOR THE GRANT."	39
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	Page 5, line 13, strike "2015," and substitute "2016,".	43
		44
	Page 6, line 5, after "TITLE." insert "HOWEVER, SUCH PAYMENTS, WITH APPLICABLE DISREGARDS, SHALL BE CONSIDERED INCOME FOR PURPOSES OF DETERMINING ELIGIBILITY."	45
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	Page 6, strike lines 13 through 21 and substitute:	49
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	"SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	51
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	63
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SB15-020	by Senator(s) Newell; also Representative(s) McCann--Concerning education regarding the prevention of child sexual abuse and assault.	1
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	<u>Amendment No. 1, Education Committee Amendment.</u>	4
	(Printed in Senate Journal, February 11, page(s) 244 and placed in members' bill files.)	5
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	<u>Amendment No. 2, Judiciary Committee Amendment.</u>	7
	(Printed in Senate Journal, February 19, page(s) 293 and placed in members' bill files.)	8
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	<u>Amendment No. 3, Appropriations Committee Amendment.</u>	10
	(Printed in Senate Journal, April 10, page(s) 705 and placed in members' bill files.)	11
		12
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	13
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SB15-029	by Senator(s) Ulibarri; also Representative(s) Melton, Court, Ginal--Concerning a study of volunteer firefighter pension plans in the state.	17
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	<u>Amendment No. 1, Finance Committee Amendment.</u>	20
	(Printed in Senate Journal, January 28, page(s) 118 and placed in members' bill files.)	21
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	23
	(Printed in Senate Journal, April 10, page(s) 706 and placed in members' bill files.)	24
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	26
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SB15-184	by Senator(s) Holbert; also Representative(s) Fields--Concerning enforcement of compulsory education requirements.	29
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	<u>Amendment No. 1, Education Committee Amendment.</u>	33
	(Printed in Senate Journal, March 16, page(s) 467 and placed in members' bill files.)	34
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	36
	(Printed in Senate Journal, April 10, page(s) 706 and placed in members' bill files.)	37
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	<u>Amendment No. 3(L.005), by Senator Crowder.</u>	39
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	Strike the Education Committee Report, dated March 12, 2015.	41
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	Strike the Appropriations Committee Report, dated April 10, 2015.	43
		44
	Amend printed bill, strike everything below the enacting clause and substitute:	45
	"SECTION 1. In Colorado Revised Statutes, add 13-5-145 as follows:	46
		47
	13-5-145. Truancy detention reduction policy - legislative declaration. (1) THE GENERAL ASSEMBLY FINDS THAT:	48
		49
	(a) IMPOSING A SENTENCE OF DETENTION ON A JUVENILE WHO VIOLATES A COURT ORDER TO ATTEND SCHOOL DOES NOT IMPROVE THE LIKELIHOOD THAT THE JUVENILE WILL ATTEND SCHOOL AND DOES NOT ADDRESS THE UNDERLYING CAUSES OF THE JUVENILE'S TRUANCY;	50
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	(b) THE BEST METHODS TO ADDRESS TRUANCY AND ITS UNDERLYING CAUSES AND THE RESOURCES NEEDED TO IMPLEMENT THOSE METHODS ARE DIFFERENT IN EACH COMMUNITY;	52
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	(c) SINCE 2014, THE JUVENILE COURTS IN MANY JUDICIAL DISTRICTS AROUND THE STATE HAVE SUCCESSFULLY REDUCED THE USE OF DETENTION FOR JUVENILES WHO ARE TRUANT BY IMPLEMENTING PILOT PROJECTS THROUGH WHICH THE JUVENILE COURT IMPOSES REASONABLE SANCTIONS AND, WHERE POSSIBLE, PROVIDES INCENTIVES TO ATTEND SCHOOL, RESERVING DETENTION AS A SANCTION OF LAST RESORT; AND	54
		55
	(d) THESE PILOT PROJECTS NEED ADDITIONAL TIME TO PRODUCE MEANINGFUL DATA REGARDING THE EFFECTIVENESS OF THE ALTERNATE SANCTIONS AND INCENTIVES AND TO DETERMINE WHETHER THEY RESULT IN IMPROVED OUTCOMES FOR JUVENILES AND THEIR FAMILIES.	56
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- (2) THE CHIEF JUDGE IN EACH JUDICIAL DISTRICT, OR HIS OR HER DESIGNEE, SHALL CONVENE A MEETING OF COMMUNITY STAKEHOLDERS TO CREATE A POLICY FOR ADDRESSING TRUANCY CASES THAT SEEKS ALTERNATIVES TO THE USE OF DETENTION AS A SANCTION FOR TRUANCY. COMMUNITY STAKEHOLDERS MAY INCLUDE, BUT NEED NOT BE LIMITED TO:
- (a) PARENTS;
 - (b) REPRESENTATIVES FROM SCHOOL DISTRICTS;
 - (c) REPRESENTATIVES FROM COUNTY HUMAN SERVICES AND SOCIAL SERVICES DEPARTMENTS;
 - (d) GUARDIANS AD LITEM;
 - (e) COURT-APPOINTED SPECIAL ADVOCATES;
 - (f) JUVENILE COURT JUDGES;
 - (g) RESPONDENT COUNSEL;
 - (h) REPRESENTATIVES FROM LAW ENFORCEMENT AGENCIES;
 - (i) MENTAL HEALTH CARE PROVIDERS;
 - (j) SUBSTANCE ABUSE TREATMENT PROVIDERS;
 - (k) REPRESENTATIVES FROM THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY; AND
 - (l) REPRESENTATIVES FROM THE STATE DEPARTMENT OF HUMAN SERVICES.
- (3) THE CHIEF JUDGE IN EACH JUDICIAL DISTRICT SHALL ADOPT A POLICY FOR ADDRESSING TRUANCY CASES NO LATER THAN MARCH 15, 2016. IN DEVELOPING THE POLICY FOR ADDRESSING TRUANCY CASES, THE CHIEF JUDGE AND THE COMMUNITY STAKEHOLDERS SHALL CONSIDER, AT A MINIMUM:
- (a) BEST PRACTICES FOR ADDRESSING TRUANCY THAT ARE USED IN OTHER JUDICIAL DISTRICTS AND IN OTHER STATES;
 - (b) EVIDENCE-BASED PRACTICES TO ADDRESS AND REDUCE TRUANCY;
 - (c) USING A WIDE ARRAY OF REASONABLE SANCTIONS AND REASONABLE INCENTIVES TO ADDRESS AND REDUCE TRUANCY;
 - (d) USING DETENTION ONLY AS A LAST RESORT AFTER EXHAUSTING ALL OTHER REASONABLE SANCTIONS AND, WHEN IMPOSING DETENTION, APPROPRIATELY REDUCING THE NUMBER OF DAYS SERVED; AND
 - (e) RESEARCH REGARDING THE EFFECT OF DETENTION ON JUVENILES.
- (4) THE STATE COURT ADMINISTRATOR'S OFFICE SHALL REPORT TO THE JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, NO LATER THAN APRIL 15, 2016, REGARDING THE POLICY FOR ADDRESSING TRUANCY CASES ADOPTED BY EACH JUDICIAL DISTRICT.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

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

SB15-185 by Senator(s) Johnston; also Representative(s) Fields--Concerning provisions to improve police operations.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Finance.

SB15-252	by Senator(s) Johnston, Donovan; --Concerning authorization for a school district that receives a loan through the renewable energy and energy efficiency for schools loan program to use the money borrowed to conduct an energy audit for the purpose of establishing the amount of energy savings expected to result from a renewable energy or energy efficiency project.	1 2 3 4 5 6
	A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on <u>Finance</u> .	7 8 9
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.	10 11 12 13 14
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 10, page(s) 707-708 and placed in members' bill files.)	15 16 17
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	18 19 20 21
SB15-217	by Senator(s) Roberts and Cooke; also Representative(s) Williams--Concerning data collection related to peace officer-involved shootings of a person.	22 23 24
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 26, page(s) 580 and placed in members' bill files.)	25 26 27
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 10, page(s) 708 and placed in members' bill files.)	28 29 30
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	31 32 33 34
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.	35 36 37 38
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 10, page(s) 708 and placed in members' bill files.)	39 40 41
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	42 43 44 45
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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 balance of the General Orders -- Second Reading of Bills Calendar (SB15-181, SB15-229, SB15-011, SB15-133, HB15-1153, SB15-195, SB15-228, SB15-227) of Tuesday, April 14 was laid over until Wednesday, April 15, retaining its place on the calendar.	47 48 49 50 51 52
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	ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE	54 55 56
	On motion of Senator Cooke, the report of the Committee of the Whole was adopted on the following roll call vote:	57 58 59 60 61 62 63

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: SB15-209 as amended, SB15-109 as amended, SB15-014 as amended, SB15-012 as amended, SB15-020 as amended, SB15-029 as amended, SB15-184 as amended, SB15-256 as amended, SB15-217 as amended, SB15-067 as amended, HB15-1242 as amended.
Laid over until Wednesday, April 15: SB15-135, SCR15-001, SB15-181, SB15-229, SB15-011, SB15-133, HB15-1153, SB15-195, SB15-228, SB15-227.
Referred to Committee on Finance: SB15-185, SB15-252.

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 HUMAN SERVICES

for terms expiring March 1, 2019:

- Honorable Thomas Crawford Davidson of Dillon, Colorado to serve as a county commissioner, appointed;
- Honorable David Allen Foy of Otis, Colorado to serve as a county commissioner, reappointed;
- Honorable Stephen W. Johnson of Fort Collins, Colorado to serve as a county commissioner, reappointed;
- Constance “Connie” M. Rule of Lakewood, Colorado, to serve as a public member, reappointed;
- David A. Ervin of Colorado Springs, Colorado, to serve as a public member, reappointed.

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		

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2016:

Ruth Elaine Long of Fort Collins, Colorado, to serve as a Democrat from Congressional District 2, reappointed;

for terms expiring July 1, 2018:

Paulette St. James of Denver, Colorado, to serve as a Democrat from Congressional District 1, appointed;

Celestino J. Santistevan of Rocky Ford, Colorado, to serve as an Unaffiliated and as an at-large member from Congressional District 4, appointed;

Jody Barker of Colorado Springs, Colorado, to serve as a Republican from Congressional District 5, appointed;

Benjamin Moultrie of Aurora, Colorado, to serve as a Democrat from Congressional District 6, appointed;

Christina Johnson of Lakewood, Colorado, to serve as a Democrat from Congressional District 7, appointed.

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		

MEMBER OF THE
COLORADO ENERGY RESEARCH AUTHORITY

for a term expiring July 1, 2018:

Michelle Hadwiger of Denver, Colorado, appointed.

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		

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Ronald Jay Teck of Grand Junction, Colorado, a Republican from the 3rd Congressional District, who resides on the western slope of the state, appointed.

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		

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2018:

Richard Clark Hum of Nathrop, Colorado, appointed;

Mary Beth Fabisiak of Lakewood, Colorado, reappointed;

Jon Slutsky of Wellington, Colorado, reappointed.

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		

MESSAGE FROM THE HOUSE

April 14, 2015

Mr. President:

The House has adopted and transmits herewith HJR15-1021, and amended as printed in House Journal, April 14.

The House has postponed indefinitely SB15-032, SB15-086, SB15-175. The bills are returned herewith.

The House has adopted and returns herewith SJR15-025.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1288, amended as printed in House Journal, April 13, 2015.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB14-183, amended on Third Reading as printed in House Journal April 14, 2015.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB15-137, amended as printed in House Journal, April 13, 2015.

MESSAGE FROM THE REVISOR OF STATUTES

April 14, 2015

We herewith transmit:

Without comment, as amended, HB15-1288.
Without comment, as amended, SB15-183 and SB15-137.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR15-026

by Senator(s) Marble and Garcia; also Representative(s) Lebsock and Neville P.--
Concerning support for the Marine Corps Scholarship Foundation.

Laid over until Monday, April 20, retaining its place on the calendar.
- HJR15-1021

by Representative(s) Pettersen and Danielson; also Senator(s) Donovan and Todd--
Concerning the designation of April 14, 2015, as "Equal Pay Day" in Colorado, and, in
connection therewith, acknowledging the persisting problem of wage disparity among
various groups.

Laid over until Friday, April 17, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB15-268

by Senator(s) Cadman, Grantham, Lundberg, Baumgardner, Cooke, Crowder, Lambert,
Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Woods; --Concerning
offenses against an unborn child.

Judiciary
- SCR15-003

by Senator(s) Merrifield; --Submitting to the registered electors of the state of Colorado an
amendment to the Colorado constitution concerning an increase in the statewide minimum
wage, and, in connection therewith, raising the minimum wage to \$9.50 on January 1,
2017, \$10.50 on January 1, 2018, \$11.50 on January 1, 2019, and \$12.50 on January 1,
2020.

State, Veterans, & Military Affairs

- HB15-1013

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
House Bill 12-1278, and, in connection therewith, making an appropriation.
Agriculture, Natural Resources, & Energy
Appropriations

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- HB15-1157

by Representative(s) Willett and Pabon, Becker J.; also Senator(s) Heath and Merrifield,
Sonnenberg--Concerning the creation of an economic development working group for
highly distressed regions of the state in order to develop legislation to improve the
economic vitality of those regions, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
Appropriations

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- HB15-1229

by Representative(s) McCann; also Senator(s) Martinez Humenik--Concerning retaliation
against a prosecutor, and in connection therewith, making an appropriation.
Judiciary
Appropriations

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- HB15-1286

by Representative(s) Kagan and Salazar; also Senator(s) Ulibarri and Carroll--Concerning
the court's authority to require prosecution in cases of police misconduct when the decision
not to prosecute was an abuse of discretion.
State, Veterans, & Military Affairs

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- HB15-1291

by Representative(s) Melton, Buckner, Esgar, Fields, Salazar; also Senator(s) Guzman--
Concerning prohibiting the use of a chokehold by a peace officer.
State, Veterans, & Military Affairs

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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".
Business, Labor, & Technology

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MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor John W. Hickenlooper was
read and assigned to committee as follows:

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July 18, 2014

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of
Colorado, I have the honor to designate, appoint, reappoint and submit to your
consideration, the following:

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MEMBERS OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

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for terms expiring August 10, 2018:

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Charles Patterson “Buzz” Moore of Grand Junction, Colorado, a licensed mortgage loan	1
originator, appointed;	2
	3
Fred Joseph of Denver, Colorado, a member of the public at large, appointed.	4
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Sincerely,	6
(signed)	7
John W. Hickenlooper	8
Governor	9
Rec'd: 12/31/2014	10
Cindi L. Markwell, Secretary of the Senate	11
	12
Committee on Business, Labor, & Technology	13
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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday,	18
April 15, 2015.	19
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Approved:	21
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Bill L. Cadman	25
President of the Senate	26
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Attest:	28
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Cindi L. Markwell	32
Secretary of the Senate	33