

HOUSE JOURNAL
SEVENTIETH GENERAL ASSEMBLY
STATE OF COLORADO
Second Regular Session

Forty-fifth Legislative Day

Friday, February 26, 2016

1 Prayer by Bishop Jim Gonia, Bishop of the Rocky Snyod, Evangelical
 2 Lutheran Church of America, Denver.

3

4 The Speaker called the House to order at 9:00 a.m.

5

6 Pledge of Allegiance led by Chloe Cook, Caris Cook, Home School,
 7 Durango.

8

9 The roll was called with the following result:

10

11 Present--62.

12 Excused--Representative(s) Fields, Leonard, Pabon--3.

13

14 Present after roll call--Representative(s) Fields, Pabon.

15

16 The Speaker declared a quorum present.

17

18 On motion of Representative Melton, the reading of the journal of
 19 February 25, 2016, was declared dispensed with and approved as
 20 corrected by the Chief Clerk.

21

22

THIRD READING OF BILL(S)--FINAL PASSAGE

23

24 The following bill(s) were considered on Third Reading. The title(s)
 25 were publicly read. Reading of the bill at length was dispensed with by
 26 unanimous consent.

27

28

29 **SB16-031** by Senator(s) Steadman, Johnston, Roberts, Scheffel,
 30 Scott; also Representative(s) Dore, Foote, Kagan,
 31 McCann, Willett--Concerning authority of the director of
 32 the office of legislative legal services to sign vouchers for
 33 expenditures of the office.

34

35 The question being "Shall the bill pass?".

36 A roll call vote was taken. As shown by the following recorded vote, a
 37 majority of those elected to the House voted in the affirmative and the
 38 bill was declared **passed**.

39

40

41

42

43

	YES	64	NO	0	EXCUSED	1	ABSENT	0
Arndt	Y		Fields	Y	Lundeen	Y	Ryden	Y
Becker J.	Y		Foote	Y	McCann	Y	Saine	Y
Becker K.	Y		Garnett	Y	Melton	Y	Salazar	Y

1	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
2	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
3	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
4	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
5	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
6	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
7	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
8	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
9	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
10	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
11	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
12	Esgar	Y	Leonard	E	Rosenthal	Y	Wist	Y
13	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
14							Speaker	Y

15 Co-sponsor(s) added: Representative(s) Fields, Rankin

16
17 **HB16-1182** by Representative(s) Court and Duran, Kagan, Lee,
18 Salazar; also Senator(s) Cooke and Heath--Concerning the
19 continuation of the commodity metals theft task force.

20
21 The question being "Shall the bill pass?".
22 A roll call vote was taken. As shown by the following recorded vote, a
23 majority of those elected to the House voted in the affirmative and the bill
24 was declared **passed**.

25	YES	48	NO	16	EXCUSED	1	ABSENT	0
27	Arndt	Y	Fields	Y	Lundeen	N	Ryden	Y
28	Becker J.	N	Foote	Y	McCann	Y	Saine	N
29	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
30	Brown	N	Ginal	Y	Mitsch Bush	Y	Sias	Y
31	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
32	Buckner	Y	Humphrey	N	Navarro	Y	Thurlow	Y
33	Carver	Y	Joshi	N	Neville P.	N	Tyler	Y
34	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	N
35	Coram	Y	Klingenschmitt	N	Pabon	Y	Vigil	Y
36	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	N
37	Danielson	Y	Landgraf	N	Primavera	Y	Williams	Y
38	DelGrosso	N	Lawrence	N	Priola	Y	Wilson	Y
39	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
40	Duran	Y	Lee	Y	Ransom	N	Winter	Y
41	Esgar	Y	Leonard	E	Rosenthal	Y	Wist	Y
42	Everett	N	Lontine	Y	Roupe	Y	Young	Y
43							Speaker	Y

44 Co-sponsor(s) added: Representative(s) Arndt, Fields, Lontine, Melton, Pabon,
45 Priola, Rosenthal, Speaker

46
47 **HB16-1284** by Representative(s) Nordberg and Moreno, Sias, Court,
48 DelGrosso, Duran, Everett, Garnett, Kagan,
49 Klingenschmitt, Kraft-Tharp, Lawrence, Lundeen, Pabon,
50 Pettersen, Williams; also Senator(s) Hill and Garcia,
51 Cadman, Scheffel, Crowder, Grantham, Holbert, Johnston,
52 Neville, Sonnenberg--Concerning divestment by the public
53 employees' retirement association from companies that
54 have economic prohibitions against the state of Israel.
55

1 The question being "Shall the bill pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the bill
 4 was declared **passed**.

	YES	54	NO	10	EXCUSED	1	ABSENT	0
7 Arndt	Y		Fields	Y	Lundeen	Y	Ryden	Y
8 Becker J.	Y		Foote	N	McCann	Y	Saine	Y
9 Becker K.	N		Garnett	N	Melton	Y	Salazar	Y
10 Brown	Y		Ginal	Y	Mitsch Bush	N	Sias	Y
11 Buck	Y		Hamner	Y	Moreno	Y	Singer	N
12 Buckner	Y		Humphrey	Y	Navarro	Y	Thurlow	Y
13 Carver	Y		Joshi	Y	Neville P.	Y	Tyler	N
14 Conti	Y		Kagan	Y	Nordberg	Y	Van Winkle	Y
15 Coram	Y		Klingenschmitt	Y	Pabon	Y	Vigil	Y
16 Court	Y		Kraft-Tharp	Y	Pettersen	Y	Willett	Y
17 Danielson	Y		Landgraf	Y	Primavera	Y	Williams	Y
18 DelGrosso	Y		Lawrence	Y	Priola	Y	Wilson	Y
19 Dore	Y		Lebsock	Y	Rankin	Y	Windholz	Y
20 Duran	Y		Lee	N	Ransom	Y	Winter	Y
21 Esgar	N		Leonard	E	Rosenthal	Y	Wist	Y
22 Everett	Y		Lontine	N	Roupe	Y	Young	Y
23							Speaker	N

24 Co-sponsor(s) added: Representative(s) Becker J., Brown, Carver, Conti,
 25 Humphrey, Joshi, Landgraf, Lebsock, Navarro, Neville P., Priola, Ransom,
 26 Roupe, Saine, Van Winkle, Vigil, Wilson, Windholz, Wist

27
 28 **SB16-014** by Senator(s) Holbert; also Representative(s) Williams--
 29 Concerning the alignment of state mortgage originator
 30 disclosure laws with recent changes in federal law.

31
 32 The question being "Shall the bill pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative and the bill
 35 was declared **passed**.

	YES	64	NO	0	EXCUSED	1	ABSENT	0
38 Arndt	Y		Fields	Y	Lundeen	Y	Ryden	Y
39 Becker J.	Y		Foote	Y	McCann	Y	Saine	Y
40 Becker K.	Y		Garnett	Y	Melton	Y	Salazar	Y
41 Brown	Y		Ginal	Y	Mitsch Bush	Y	Sias	Y
42 Buck	Y		Hamner	Y	Moreno	Y	Singer	Y
43 Buckner	Y		Humphrey	Y	Navarro	Y	Thurlow	Y
44 Carver	Y		Joshi	Y	Neville P.	Y	Tyler	Y
45 Conti	Y		Kagan	Y	Nordberg	Y	Van Winkle	Y
46 Coram	Y		Klingenschmitt	Y	Pabon	Y	Vigil	Y
47 Court	Y		Kraft-Tharp	Y	Pettersen	Y	Willett	Y
48 Danielson	Y		Landgraf	Y	Primavera	Y	Williams	Y
49 DelGrosso	Y		Lawrence	Y	Priola	Y	Wilson	Y
50 Dore	Y		Lebsock	Y	Rankin	Y	Windholz	Y
51 Duran	Y		Lee	Y	Ransom	Y	Winter	Y
52 Esgar	Y		Leonard	E	Rosenthal	Y	Wist	Y
53 Everett	Y		Lontine	Y	Roupe	Y	Young	Y
54							Speaker	Y

55 Co-sponsor(s) added: Representative(s) Priola

1 **SB16-029** by Senator(s) Scheffel and Heath; also Representative(s)
 2 Duran and Lawrence--Concerning changes to Colorado
 3 insurance laws necessary to maintain accreditation with
 4 the national association of insurance commissioners
 5 (NAIC), and, in connection therewith, adopting a new own
 6 risk and solvency assessment law (ORSA) in a form
 7 substantially similar to the NAIC model and enhancing
 8 Colorado's insurance holding company system law by
 9 adding a required NAIC model provision specifying the
 10 insurance commissioner's power to issue subpoenas and
 11 examine witnesses.
 12

13 The question being "Shall the bill pass?".
 14 A roll call vote was taken. As shown by the following recorded vote, a
 15 majority of those elected to the House voted in the affirmative and the bill
 16 was declared **passed**.
 17

	YES	57	NO	7	EXCUSED	1	ABSENT	0
19	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
20	Becker J.	Y	Foote	Y	McCann	Y	Saine	N
21	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
22	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
23	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
24	Buckner	Y	Humphrey	N	Navarro	Y	Thurlow	Y
25	Carver	N	Joshi	Y	Neville P.	N	Tyler	Y
26	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	N
27	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
28	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
29	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
30	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
31	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
32	Duran	Y	Lee	Y	Ransom	N	Winter	Y
33	Esgar	Y	Leonard	E	Rosenthal	Y	Wist	Y
34	Everett	N	Lontine	Y	Roupe	Y	Young	Y
35							Speaker	Y

36 Co-sponsor(s) added: Representative(s) Conti, Williams
 37
 38

MESSAGE FROM THE SENATE

41 Madam Speaker:

43 The Senate has adopted and transmits herewith: SJR16-010.
 44
 45

INTRODUCTION AND CONSIDERATION OF RESOLUTION

48 On motion of Representative Duran, the rules were suspended and the
 49 following resolution was given immediate consideration.
 50

51 **SJR16-010** by Senator(s) Roberts and Steadman; also
 52 Representative(s) Wilson and Esgar--Concerning the
 53 commemoration of the 50th anniversary of the "National
 54 Historic Preservation Act".
 55

56 (Printed and placed in members' files).

1 On motion of Representative Esgar, the resolution was **adopted** by **viva**
2 **voce** vote.

3
4 Co-sponsor(s) added: Representative(s) Arndt, Becker J., Becker K., Brown,
5 Buckner, Carver, Conti, Coram, Court, Danielson, DelGrosso, Dore, Duran,
6 Fields, Foote, Garnett, Ginal, Hamner, Kagan, Klingenschmitt, Kraft-Tharp,
7 Landgraf, Lawrence, Lee, Lontine, Lundeen, McCann, Melton, Mitsch Bush,
8 Moreno, Navarro, Nordberg, Pabon, Pettersen, Primavera, Priola, Rankin,
9 Ransom, Rosenthal, Roupe, Ryden, Salazar, Sias, Singer, Thurlow, Tyler, Van
10 Winkle, Vigil, Williams, Windholz, Winter, Wist, Young, Speaker.

11
12
13
14 House in recess. House reconvened.
15
16

17
18 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

19
20 **BUSINESS AFFAIRS & LABOR**

21 After consideration on the merits, the Committee recommends the
22 following:

23
24 **HB16-1197** be amended as follows, and as so amended, be referred to
25 the Committee on Appropriations with favorable
26 recommendation:

27
28 Amend printed bill, page 3, strike lines 18 and 19.

29
30 Renumber succeeding subsections accordingly.

31
32 Page 5, strike lines 25 through 27 and substitute:

33 "(2) NOTHING IN THIS PART 2 GIVES A STATE AGENCY AUTHORITY
34 TO DETERMINE CURRICULUM, PROGRAMS, OR COURSES OFFERED AT ANY
35 POST-SECONDARY EDUCATION INSTITUTION."

36
37
38
39 **HB16-1211** be amended as follows, and as so amended, be referred to
40 the Committee on Finance with favorable
41 recommendation:

42
43 Amend printed bill, page 2, after line 1 insert:

44
45 "SECTION 1. In Colorado Revised Statutes, 12-43.3-104, **add**
46 (8.5) as follows:

47 **12-43.3-104. Definitions.** As used in this article, unless the
48 context otherwise requires:

49 (8.5) "MEDICAL MARIJUANA TRANSPORTER" MEANS AN ENTITY OR
50 PERSON THAT IS LICENSED TO TRANSPORT MEDICAL MARIJUANA AND
51 MEDICAL MARIJUANA-INFUSED PRODUCTS FROM ONE MEDICAL MARIJUANA
52 ESTABLISHMENT TO ANOTHER MEDICAL MARIJUANA ESTABLISHMENT AND
53 TO TEMPORARILY STORE THE TRANSPORTED MEDICAL MARIJUANA AND
54 MEDICAL MARIJUANA-INFUSED PRODUCTS AT ITS LICENSED PREMISES, BUT
55 IS NOT AUTHORIZED TO SELL MEDICAL MARIJUANA OR MEDICAL
56 MARIJUANA-INFUSED PRODUCTS UNDER ANY CIRCUMSTANCES.

- 1 **SECTION 2.** In Colorado Revised Statutes, 12-43.3-202, **add** (2)
2 (a) (XVIII.6) as follows:
3 **12-43.3-202. Powers and duties of state licensing authority -**
4 **rules.** (2) (a) Rules promulgated pursuant to paragraph (b) of subsection
5 (1) of this section may include, but need not be limited to, the following
6 subjects:
7 (XVIII.6) MEDICAL MARIJUANA TRANSPORTER LICENSED
8 BUSINESSES, INCLUDING REQUIREMENTS FOR DRIVERS, INCLUDING
9 OBTAINING AND MAINTAINING A VALID COLORADO DRIVER'S LICENSE;
10 INSURANCE REQUIREMENTS; ACCEPTABLE TIME FRAMES FOR TRANSPORT,
11 STORAGE, AND DELIVERY; REQUIREMENTS FOR TRANSPORT VEHICLES; AND
12 REQUIREMENTS FOR LICENSED PREMISES;".
13
14 Renumber succeeding sections accordingly.
15
16 Page 2, line 25, strike "FIVE" and substitute "THREE".
17
18 Page 3, strike lines 7 through 12.
19
20 Page 3, line 13, strike "JANUARY 1, 2018," and substitute "JULY 1, 2017,".
21
22 Page 3, line 18, after the period, add "THE STATE LICENSING AUTHORITY
23 SHALL BEGIN ACCEPTING APPLICATIONS AFTER JANUARY 1, 2017."
24
25 Page 3, line 22, after the period insert "THE LICENSED PREMISES MUST BE
26 LOCATED IN A JURISDICTION THAT PERMITS THE OPERATION OF MEDICAL
27 MARIJUANA CENTERS."
28
29 Page 4, lines 1 and 2, strike "SHALL HAVE ACCESS TO AND".
30
31 Page 4, line 9, after the semi-colon add "AND".
32
33 Page 4, strike lines 10 and 11 and substitute:
34
35 "(b) DELIVER MEDICAL".
36
37 Page 4, line 14, strike "LICENSED; AND" and substitute "LICENSED."
38
39 Page 4, strike lines 15 through 27.
40
41 Page 5, strike lines 1 through 14 and substitute:
42
43 **"SECTION 6.** In Colorado Revised Statutes, 12-43.4-103, **add**
44 (21.5) as follows:
45 **12-43.4-103. Definitions.** As used in this article, unless the
46 context otherwise requires:
47 (21.5) "RETAIL MARIJUANA TRANSPORTER" MEANS AN ENTITY OR
48 PERSON THAT IS LICENSED TO TRANSPORT RETAIL MARIJUANA AND RETAIL
49 MARIJUANA PRODUCTS FROM ONE RETAIL MARIJUANA ESTABLISHMENT TO
50 ANOTHER RETAIL MARIJUANA ESTABLISHMENT AND TO TEMPORARILY
51 STORE THE TRANSPORTED RETAIL MARIJUANA AND RETAIL MARIJUANA
52 PRODUCTS AT ITS LICENSED PREMISES, BUT IS NOT AUTHORIZED TO SELL
53 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS UNDER ANY
54 CIRCUMSTANCES.
55 **SECTION 7.** In Colorado Revised Statutes, 12-43.4-202, **add** (3)
56 (a) (XVII) as follows:

1 **12-43.4-202. Powers and duties of state licensing authority -**
2 **rules.** (3) (a) Rules promulgated pursuant to paragraph (b) of subsection
3 (2) of this section must include, but need not be limited to, the following
4 subjects:

5 (XVII) RETAIL MARIJUANA TRANSPORTER LICENSED BUSINESSES,
6 INCLUDING REQUIREMENTS FOR DRIVERS, INCLUDING OBTAINING AND
7 MAINTAINING A VALID COLORADO DRIVER'S LICENSE; INSURANCE
8 REQUIREMENTS; ACCEPTABLE TIME FRAMES FOR TRANSPORT, STORAGE,
9 AND DELIVERY; REQUIREMENTS FOR TRANSPORT VEHICLES; AND
10 REQUIREMENTS FOR LICENSED PREMISES;"

11
12 Renumber succeeding sections accordingly.

13
14 Page 6, line 6, strike "FIVE" and substitute "THREE".

15
16 Page 6, line 11, strike "WHEN".

17
18 Page 6, strike lines 12 through 17.

19
20 Page 6, line 18, strike "JANUARY 1, 2018," and substitute "JULY 1, 2017,".

21
22 Page 6, line 23, after the period add "THE STATE LICENSING AUTHORITY
23 SHALL BEGIN ACCEPTING APPLICATIONS AFTER JANUARY 1, 2017.".

24
25 Page 6, line 27, after the period insert "THE LICENSED PREMISES MUST BE
26 LOCATED IN A JURISDICTION THAT PERMITS THE OPERATION OF RETAIL
27 MARIJUANA STORES.".

28
29 Page 7, lines 5 and 6, strike "SHALL HAVE ACCESS TO AND".

30
31 Page 7, line 12, after the semi-colon add "AND".

32
33 Page 7, strike lines 13 and 14 and substitute:

34
35 "(b) DELIVER RETAIL".

36
37 Page 7, line 16, strike "LICENSED; AND" and substitute "LICENSED.".

38
39 Page 7, strike lines 17 through 27.

40
41 Page 8, strike lines 1 through 18.

42
43
44
45 **HB16-1232** be referred to the Committee of the Whole with favorable
46 recommendation.

47
48
49
50
51 **FINANCE**

52 After consideration on the merits, the Committee recommends the
53 following:

54
55 **HB16-1056** be referred favorably to the Committee on Appropriations.

56

1 **HB16-1089** be amended as follows, and as so amended, be referred to
2 the Committee on Appropriations with favorable
3 recommendation:
4

5 Amend printed bill, page 2, line 8, strike "OR INSTITUTIONAL".
6

7 Page 2, line 16, strike "OR INSTITUTIONAL".
8

9 Page 2, strike lines 17 through 19 and substitute "ENDOWMENT FUND AS
10 DEFINED IN SECTION 15-1-1102 (2), C.R.S., THAT IS REQUIRED TO BE
11 MANAGED IN".
12

13 Page 3, line 3, strike "OR INSTITUTIONAL".
14

15 Page 3, line 8, after "2016," insert "BUT PRIOR TO JANUARY 1, 2019,".
16

17 Page 3, lines 9 and 10, strike "AN ELIGIBLE ENDOWMENT OR
18 INSTITUTIONAL FUND DURING THE INCOME TAX YEAR" and substitute "A
19 COLORADO CHARITABLE ORGANIZATION DURING THE INCOME TAX YEAR
20 THAT IS HELD AS PART OF AN ELIGIBLE ENDOWMENT FUND".
21

22 Page 3, lines 12 and 13, strike "TOTAL VALUE OF THE CONTRIBUTION." and
23 substitute "NET FAIR MARKET VALUE OF THE CONTRIBUTION. THE CREDIT
24 MAY BE CLAIMED REGARDLESS OF WHETHER THE COLORADO CHARITABLE
25 ORGANIZATION THAT RECEIVED THE CONTRIBUTION HOLDS THE
26 ENDOWMENT FUND OR WHETHER ANOTHER COLORADO CHARITABLE
27 ORGANIZATION HOLDS THE ENDOWMENT FUND ON ITS BEHALF."
28

29 Page 3, line 16, strike "A COLORADO" and substitute "THE COLORADO"
30 and after "ORGANIZATION" insert "HOLDING THE CONTRIBUTION AS AN
31 ELIGIBLE ENDOWMENT FUND".
32

33 Page 3, strike lines 19 through 21 and substitute:
34

35 "(B) IDENTIFIES THE COLORADO CHARITABLE ORGANIZATION
36 HOLDING THE CONTRIBUTION AS AN ELIGIBLE ENDOWMENT FUND;
37

38 (C) IDENTIFIES THE AMOUNT OF CASH AND, FOR ANY PROPERTY
39 OTHER THAN CASH, A DESCRIPTION OF THE PROPERTY AND ITS VALUE AS
40 PROVIDED BY THE TAXPAYER; AND".
41

42 Page 3, line 23, strike "OR INSTITUTIONAL".
43

44 Page 1, lines 102 and 103, strike "OR INSTITUTIONAL".
45
46
47

48 **HEALTH, INSURANCE & ENVIRONMENT**

49 After consideration on the merits, the Committee recommends the
50 following:
51

52 **HB16-1164** be amended as follows, and as so amended, be referred to
53 the Committee of the Whole with favorable
54 recommendation:
55

1 Amend printed bill, page 9, after line 20 insert:

2

3 **"SECTION 10.** In Colorado Revised Statutes, 25-4-2403, **amend**
4 (3) introductory portion as follows:

5 **25-4-2403. Department of public health and environment -**
6 **powers and duties - immunization tracking system - definitions.**

7 (3) Records in the immunization tracking system ~~shall be~~ AND
8 EXEMPTION RECORDS MAINTAINED BY THE DEPARTMENT UNDER PART 9 OF
9 THIS ARTICLE ARE strictly confidential, and THE DEPARTMENT shall not ~~be~~
10 ~~released, shared~~ RELEASE THE RECORDS, SHARE THE RECORDS with any
11 agency or institution, or ~~made~~ MAKE THE RECORDS public upon subpoena,
12 search warrant, discovery proceedings, or otherwise, except under the
13 following circumstances:".

14

15 Renumber succeeding sections accordingly.

16

17

18

19 **HB16-1195** be amended as follows, and as so amended, be referred to
20 the Committee on Appropriations with favorable
21 recommendation:

22

23 Amend printed bill, page 3, line 3, strike "25.5-6-303 (13)." and substitute
24 "25.5-6-303."

25

26 Page 3, after line 15 insert:

27 **"SECTION 5.** In Colorado Revised Statutes, 25.5-6-603, **add** (2)
28 as follows:

29 **25.5-6-603. Definitions.** As used in this part 6, unless the context
30 otherwise requires:

31 (2) "HOME MODIFICATION SERVICES" HAS THE SAME MEANING AS
32 SET FORTH IN SECTION 25.5-6-303.

33 **SECTION 6.** In Colorado Revised Statutes, 25.5-6-606, **amend**
34 (1) as follows:

35 **25.5-6-606. Implementation of program for mentally ill**
36 **authorized - federal waiver - duties of the department of health care**
37 **policy and financing and the department of human services.** (1) The
38 state department is hereby authorized to seek any necessary waiver from
39 the federal government to develop and implement a home- and
40 community-based services program for persons with major mental
41 illnesses. The program shall be designed to provide home- and
42 community-based services to eligible persons. Eligibility may be limited
43 to persons who meet the level of services provided in a nursing facility,
44 and services for eligible persons may be established in state board rules
45 to the extent such eligibility criteria and services are authorized or
46 required by federal waiver. The program shall include services provided
47 under the consumer-directed care service model, part 11 of this article.
48 THE PROGRAM SHALL ALSO INCLUDE HOME MODIFICATION SERVICES.
49 SUBJECT TO FEDERAL AUTHORIZATION, THE INDIVIDUAL CAP ON THE
50 AMOUNT OF HOME MODIFICATION SERVICES THAT AN ELIGIBLE PERSON
51 MAY RECEIVE RESETS UPON EACH RENEWAL OF THE WAIVER AUTHORIZING
52 THE SERVICES PROVIDED PURSUANT TO THIS PART 6.

53 **SECTION 7.** In Colorado Revised Statutes, 25.5-6-1302, **add**
54 (2.5) as follows:

55 **25.5-6-1302. Definitions.** As used in this part 13, unless the
56 context otherwise requires:

1 (2.5) "HOME MODIFICATION SERVICES" HAS THE SAME MEANING AS
2 SET FORTH IN SECTION 25.5-6-303.

3 **SECTION 8.** In Colorado Revised Statutes, 25.5-6-1303, **add**
4 (6.5) as follows:

5 **25.5-6-1303. Pilot program - complementary or alternative**
6 **medicine - rules.** (6.5) IN ADDITION TO ANY OTHER SERVICES PROVIDED
7 PURSUANT TO THIS PART 13, THE PILOT PROGRAM SHALL ALSO INCLUDE
8 HOME MODIFICATION SERVICES. SUBJECT TO FEDERAL AUTHORIZATION,
9 THE INDIVIDUAL CAP ON THE AMOUNT OF HOME MODIFICATION SERVICES
10 THAT AN ELIGIBLE PERSON WITH A DISABILITY MAY RECEIVE RESETS UPON
11 EACH RENEWAL OF THE WAIVER AUTHORIZING THE SERVICES PURSUANT TO
12 THIS PART 13."

13
14 Renumber succeeding section accordingly.

15

16

17

18

19 **JUDICIARY**

20 After consideration on the merits, the Committee recommends the
21 following:

22

23 **HB16-1214** be postponed indefinitely.

24

25

26

27

28 **TRANSPORTATION & ENERGY**

29 After consideration on the merits, the Committee recommends the
30 following:

31

32 **HB16-1136** be amended as follows, and as so amended, be referred to
33 the Committee of the Whole with favorable
34 recommendation:

35

36 Amend printed bill, page 2, line 15, strike "**definition.**" and substitute
37 "**definitions.**"

38 Page 2, line 23, after "(2)" insert "(a)".

39

40 Page 3, strike lines 4 through 16 and substitute:

41 "(b) THE CREW MEMBER REQUIREMENT SET FORTH IN PARAGRAPH
42 (a) OF THIS SUBSECTION (2) DOES NOT APPLY TO:

43 (I) A RAILROAD TRAIN OR LIGHT ENGINE OPERATED BY REMOTE
44 CONTROL IN COMPLIANCE WITH THE FEDERAL RAILROAD
45 ADMINISTRATION'S RULES; OR

46 (II) HOSTLER SERVICE, UTILITY EMPLOYEE SERVICE, OR
47 DISTRIBUTED POWER HELPER SERVICE.

48 (3) ON AN ANNUAL BASIS, THE PUBLIC UTILITIES COMMISSION
49 SHALL REPORT TO THE TRANSPORTATION LEGISLATION REVIEW
50 COMMITTEE CREATED IN SECTION 43-2-145, C.R.S., ON THE NUMBER OF
51 VIOLATIONS OF SUBSECTION (2) OF THIS SECTION THAT OCCURRED IN THE
52 PREVIOUS TWELVE MONTHS. FOR EACH VIOLATION REPORTED, THE
53 COMMISSION SHALL INDICATE WHETHER THE RAILROAD TRAIN OR LIGHT
54 ENGINE WAS CARRYING HAZARDOUS MATERIAL, COAL, FREIGHT, MILITARY
55 EQUIPMENT, OTHER COMMODITIES, OR ANY COMBINATION THEREOF.

56 (4) AS USED IN THIS SECTION:

1 (a) "CREW MEMBER" MEANS AN".
2 Page 3, strike lines 19 and 20 and substitute:
3 "(b) "LIGHT ENGINE" MEANS A LOCOMOTIVE THAT IS NOT
4 ATTACHED TO A RAILROAD CAR.
5 (5) (a) THIS SECTION IS REPEALED IF THE FEDERAL RAILROAD
6 ADMINISTRATION PROMULGATES A RULE, OR THE UNITED STATES
7 CONGRESS ENACTS AND THE PRESIDENT SIGNS FEDERAL LEGISLATION,
8 MANDATING THE MINIMUM NUMBER OF CREW MEMBERS THAT MUST BE
9 ABOARD A RAILROAD TRAIN OR LIGHT ENGINE.
10 (b) THE DIRECTOR OF THE PUBLIC UTILITIES COMMISSION SHALL
11 NOTIFY THE REVISOR OF STATUTES, IN WRITING, IF THE CONDITION
12 SPECIFIED IN THIS SUBSECTION (5) OCCURS."
13
14
15

16 **SB16-008** be referred to the Committee of the Whole with favorable
17 recommendation.
18
19

20 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

21
22 The Speaker has signed: **HB16-1008, 1041, 1049, 1069, 1095, 1240,**
23 **1254; SB16-004, 009, 015, and 020.**
24

25
26 **MESSAGE(S) FROM THE SENATE**

27
28 Madam Speaker:
29
30 The Senate has passed on Third Reading and returns herewith:
31 HB16-1084 and 1057.
32

33
34 The Senate has passed on Third Reading and transmitted to the Revisor
35 of Statutes:
36 SB16-013 amended in General Orders as printed in Senate Journal,
37 February 25, 2016.
38

39
40 **MESSAGE(S) FROM THE REVISOR**

41
42 We herewith transmit:
43 without comment, as amended, **SB16-013.**
44

45
46 **INTRODUCTION OF BILLS**
47 **First Reading**

48
49 The following bills were read by title and referred to the committees
50 indicated:
51
52 **HB16-1295** by Representative(s) Salazar; also Senator(s) Ulibarri--
53 Concerning the creation of a Chicano special license plate.
54 Committee on Transportation & Energy
55 Committee on Finance
56

- 1 **HB16-1296** by Representative(s) Melton; also Senator(s) Tate--
2 Concerning the unlicensed selling of automobiles.
3 Committee on Transportation & Energy
4
5
- 6 **HB16-1297** by Representative(s) Court, Wilson, Landgraf, Priola, Van
7 Winkle, Williams, Duran, Foote, Arndt, Becker J., Conti,
8 Fields, Garnett, Hamner, Hulinghorst, Kagan, Pabon,
9 Primavera, Roupe; also Senator(s) Martinez Humenik--
10 Concerning the immediate reestablishment of the
11 voluntary contributions excluded from the 2015 Colorado
12 income tax return form for not receiving the requisite
13 minimum dollar amount of contributions by the statutory
14 deadline, and, in connection therewith, expanding the
15 number of voluntary contributions that may appear on the
16 income tax return form and lowering the minimum amount
17 of donations that must be received by every fund
18 appearing on the form.
19 Committee on Finance
20
21
- 22 **HB16-1298** by Representative(s) Melton; also Senator(s) Cooke--
23 Concerning changes in permissible vehicle dimensions.
24 Committee on Transportation & Energy
25
26
- 27 **HB16-1299** by Representative(s) Wist; also Senator(s) Jahn--
28 Concerning the standard for awarding a defendant
29 litigation costs in employment discrimination cases.
30 Committee on State, Veterans, & Military Affairs
31
32
- 33 **HB16-1300** by Representative(s) Ryden--Concerning the return of
34 voted mail ballots, and, in connection therewith, removing
35 the requirement that electors provide postage on mail
36 ballot return envelopes, encouraging the use of state-
37 owned and convenient commercial properties for stand-
38 alone drop-off locations for deposit of mail ballots, and
39 vesting counties with the exclusive authority to determine
40 placement and security of stand-alone ballot drop-off
41 locations.
42 Committee on State, Veterans, & Military Affairs
43
- 44 **HB16-1301** by Representative(s) Garnett; also Senator(s) Scheffel--
45 Concerning an income tax credit for Colorado businesses
46 that offer high-quality apprenticeships for top jobs.
47 Committee on Finance
48
- 49 **HB16-1302** by Representative(s) Duran and DelGrosso; also
50 Senator(s) Newell--Concerning the alignment of the
51 Colorado statutes with the federal "Workforce Innovation
52 and Opportunity Act".
53 Committee on Business Affairs and Labor
54

- 1 **SB16-007** by Senator(s) Roberts; also Representative(s) Coram--
- 2 Concerning the establishment of a multiplier in the
- 3 renewable energy standard for electricity generated from
- 4 certain types of biomass to provide an incentive to use
- 5 materials located within areas that have a high risk of
- 6 wildfire.
- 7 Committee on Transportation & Energy
- 8
- 9 **SB16-013** by Senator(s) Newell, Kefalas, Lundberg; also
- 10 Representative(s) Singer--Concerning statutory changes
- 11 related to the office of the child protection ombudsman.
- 12 Committee on Public Health Care & Human Services
- 13
- 14 **SB16-080** by Senator(s) Newell; also Representative(s) Wist and
- 15 Pabon--Concerning secured marijuana cultivation
- 16 requirements.
- 17 Committee on Finance
- 18
- 19 **SB16-125** by Senator(s) Holbert; also Representative(s)
- 20 Kraft-Tharp--Concerning the governance of credit unions,
- 21 and, in connection therewith, authorizing the appointment
- 22 of an audit committee in lieu of a supervisory committee
- 23 and allowing the reasonable compensation of a director for
- 24 his or her service to the credit union.
- 25 Committee on Business Affairs and Labor

26
27
28
29
30 On motion of Representative Duran, the following bill(s) will be
31 calendared for General Orders on February 29, 2016: **HB16-1232,**
32 **SB16-008.**

33
34 On motion of Representative Duran, the following bill(s) will be
35 calendared for General Orders on March 3, 2016: **HB16-1136.**

36
37 On motion of Representative Duran, the following bill(s) will be
38 calendared for General Orders on March 7, 2016: **HB16-1164.**

39
40 On motion of Representative Duran, the following bill(s) calendared for
41 General Orders, February 29, will be calendared for March 7, 2016:
42 **HB16-1183.**

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46
47 On motion of Representative Duran, the House adjourned until
48 10:00 a.m., February 29, 2016.

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56

Approved:
DICKY LEE HULLINGHORST,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

