

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

79th Legislative Day

Thursday, March 31, 2016

Prayer	By the chaplain, Reverend Benjamin Broadbent, First Congregational Church, Colorado Springs.	11
Call to Order	By the President at 9:00 a.m.	14
Roll Call	Present--35	16
Quorum	The President announced a quorum present.	19
Pledge	By Senator Sonnenberg.	21
Reading of Journal	On motion of Senator Garcia, reading of the Journal of Wednesday, March 30, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.	23

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that HB16-1153 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	31
Judiciary	After consideration on the merits, the Committee recommends that SB16-164 be referred to the Committee of the Whole with favorable recommendation.	36
Judiciary	After consideration on the merits, the Committee recommends that SB16-169 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	40
	Amend printed bill, page 5, line 3, strike "AN".	45
	Page 5, strike line 4 and substitute "A DESIGNATED FACILITY. IF".	47
	Page 5, line 5, after "TO" insert "AN EMERGENCY MEDICAL SERVICES FACILITY OR".	49
	Page 5, strike line 17 and substitute " director for a TAKEN TO".	52
	Page 5, line 20, after "TO" insert "AN EMERGENCY MEDICAL SERVICES FACILITY OR".	54
	Page 6, line 25, strike "SEVENTY-TWO" and substitute "TWENTY-FOUR".	57
	Page 7, line 10, strike "certified" and substitute " certified SWORN".	59
	Page 8, lines 25 and 26, strike "SCREENING OR TREATMENT." and substitute "STABILIZATION.".	61
	Page 9, strike line 19 and substitute "IN THE OPINION OF A PROFESSIONAL PERSON, AS THAT TERM IS DEFINED IN SECTION 27-65-102 (17), OR A PSYCHIATRIC ADVANCE PRACTICE NURSE".	64

Page 9, line 27, before "shall" insert "OR EMERGENCY MEDICAL SERVICES FACILITY".

Page 10, after line 2 insert:

"SECTION 4. In Colorado Revised Statutes, 27-60-103, add (6.5) as follows:

27-60-103. Behavioral health crisis response system - services - request for proposals - criteria - reporting - rules - definitions.

(6.5) ON OR BEFORE JANUARY 31, 2017, THE STATE DEPARTMENT SHALL PRESENT TO THE JOINT JUDICIARY COMMITTEE AND THE JOINT HEALTH AND HUMAN SERVICES COMMITTEE A NEEDS ANALYSIS AND BUDGET REQUEST FOR EMERGENCY MENTAL HEALTH TREATMENT NEEDS THROUGHOUT COLORADO AS PART OF ITS "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203, C.R.S."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2019:

Diane Salling Barrett of Denver, Colorado, to serve as a representative of the public, reappointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-078** be **postponed indefinitely**.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-161** be **referred** to the Committee on Finance with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-159** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB16-1166** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB16-1001** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB16-1014** be **referred** to the Committee on Appropriations with favorable recommendation.

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1035 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-144 be referred to the Committee of the Whole with favorable recommendation.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-113 be referred to the Committee of the Whole with favorable recommendation.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-038 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	19 20 21 22 23
	Amend printed bill, page 3, line 11, strike "16-___," and substitute "16-038,".	24 25 26
	Page 3, strike lines 14 through 16 and substitute "use of public resources to the greatest extent possible. The ability of the state auditor to undertake".	27 28 29
	Page 3, line 21, strike "16-___," and substitute "16-038,".	30 31
	Page 3, strike lines 24 through 27.	32 33
	Page 4, strike lines 1 through 8.	34 35
	Renumber succeeding sections accordingly.	36 37
	Page 4, strike lines 13 through 15 and substitute " performance audits - Colorado local government audit law. (4) THE STATE AUDITOR SHALL CONDUCT OR CAUSE".	38 39 40 41
	Page 4, line 26, after "YEAR." insert "ANY PERFORMANCE AUDIT THAT IS REQUIRED TO BE CONDUCTED UNDER THIS SUBSECTION (4) MUST BE COMPLETED IN THE FIRST FIVE YEAR PERIOD FOLLOWING THE EFFECTIVE DATE OF THIS SECTION AS AMENDED. THEREAFTER, A PERFORMANCE AUDIT MAY BE CONDUCTED OF A COMMUNITY-CENTERED BOARD DESCRIBED IN THIS SUBSECTION (4) IF REQUESTED BY THE STATE AUDITOR IN THE EXERCISE OF HIS OR HER DISCRETION.".	42 43 44 45 46 47 48 49
	Page 5, strike lines 4 through 7 and substitute "THE STATE AUDITOR SHALL PAY THE COSTS OF ANY PERFORMANCE AUDIT CONDUCTED PURSUANT TO THIS SECTION.".	50 51 52
	Page 5, strike lines 11 through 13 and substitute:	53 54
	" SECTION 4. 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 10, 2016, if adjournment sine die is on May 11, 2016); 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.".	55 56 57 58 59 60 61 62 63 64 65
	Page 1, strike line 104 and substitute " SUBJECT TO ".	66 67

Health & Human Services

After consideration on the merits, the Committee recommends that **SB16-158** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 3, strike "assistant;" and substitute "assistant in certain circumstances;".

Page 3, line 5, after "Act;" add "and".

Page 3, strike line 6.

Renumber succeeding subparagraph accordingly.

Page 4, line 15, after "ACCREDITATION." add "IN ORDER FOR A LEVEL I ACCREDITED PHYSICIAN ASSISTANT TO PERFORM MEDICAL SERVICES REQUIRING LEVEL I ACCREDITATION, A LEVEL I ACCREDITED PHYSICIAN MUST DELEGATE THE PERFORMANCE OF THOSE MEDICAL SERVICES TO THE LEVEL I ACCREDITED PHYSICIAN ASSISTANT.".

Page 8, lines 13 and 14, strike "AND SPECIALIZING IN OBSTETRICS AND GYNECOLOGY,".

Page 10, line 14, after "FACILITY" insert "AND, IF THE HEALTH FACILITY IS A MULTI-SPECIALITY ORGANIZATION, THE NAME AND ADDRESS OF THE SPECIALITY CLINIC WITHIN THE HEALTH FACILITY".

Page 11, line 19, after "FACILITY" insert "AND, IF THE HEALTH FACILITY IS A MULTI-SPECIALITY ORGANIZATION, THE NAME AND ADDRESS OF THE SPECIALITY CLINIC WITHIN THE HEALTH FACILITY".

Page 20, strike lines 4 through 14.

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB16-1063** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Printed:** SB16-177 and 178; SJR16-025 and 026; SM16-001.
- Correctly Engrossed:** SB16-153 and 160.
- Correctly Reengrossed:** SB16-137.
- Correctly Revised:** HB16-1027, 1215, 1224, 1262, 1263, 1264, 1265, 1271, and 1353.
- Correctly Rerevised:** HB16-1100, 1173, 1183, 1198, 1255, 1258, 1259, and 1316.
- Correctly Enrolled:** SJR16-014.

MESSAGE FROM THE HOUSE

March 31, 2016

Mr. President:

The Speaker has announced that Senator Heath has been added as Co-Prime Sponsor with Senator Donovan on HB16-1156.

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**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:

HB16-1271 by Representative(s) Singer and Nordberg; also Senator(s) Jahn and Lundberg--Concerning the ability of a limited winery that has a winery direct shipper's permit to deliver vinous liquors of its own manufacture directly to a personal consumer without the use of a common carrier.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Holbert, Jones, Kerr, Lambert, Martinez Humenik, Merrifield, Neville T., Scott, Tate, and Woods.

SB16-153 by Senator(s) Crowder; also Representative(s) Wilson--Concerning nominees for county court judges.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Martinez Humenik and Scheffel.

HB16-1027 by Representative(s) Danielson; also Senator(s) Todd and Sonnenberg--Concerning depositions in criminal cases in which an at-risk person may not be available for trial.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	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, Heath, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Tate, and Woods.

HB16-1262 by Representative(s) Williams, Esgar, Melton, Salazar; also Senator(s) Cooke--Concerning measures to improve peace officer hiring, and, in connection therewith, requiring employment waivers as part of the background check process for a person applying for a position as a peace officer who has worked as an officer and giving the P.O.S.T. board the authority to deny certification to an applicant who entered into a deferred agreement.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Crowder, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

HB16-1265 by Representative(s) Melton and Esgar, Salazar; also Senator(s) Johnston and Cooke--Concerning expungement of arrest records based on mistaken identity.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

HB16-1353 by Representative(s) Duran and DelGrosso, Hullinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning payment of expenses of the legislative department.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Aguilar and Grantham.

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:

HB16-1224 by Representative(s) Lundeen, Becker J., Carver, Nordberg; also Senator(s) Woods--Concerning child abuse involving human trafficking of minors.

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	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Guzman, Heath, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Tate, and Todd.

HB16-1215 by Representative(s) McCann and Kagan, Court, Foote, Lawrence, Lee, Melton, Pettersen, Salazar, Sias, Willett; also Senator(s) Guzman--Concerning changing the statutory purposes of parole to successfully reintegrate parolees into society by providing enhanced supportive services.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	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, Donovan, Heath, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Todd, and Ulibarri.

HB16-1263 by Representative(s) Williams, Salazar, Becker K., Buckner, Danielson, Duran, Esgar, Garnett, Hullinghorst, Kagan, Lee, McCann, Melton, Moreno, Pettersen, Rosenthal, Vigil, Winter; also Senator(s) Ulibarri--Concerning updates to the statutory prohibition on profiling by peace officers.

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

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	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, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, and Todd.

SB16-160

by Senator(s) Lambert, Baumgardner, Grantham, Lundberg; also Representative(s) Lundeen--Concerning a clarification of the status of state police power jurisdiction on federally managed lands to address issues that affect the public safety of the residents of the state.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	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	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	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, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, and Woods.

HB16-1264

by Representative(s) Melton, Esgar, Salazar, Williams; also Senator(s) Johnston--Concerning prohibiting the use of a chokehold by a peace officer.

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

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	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, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, Todd, and Ulibarri.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB16-147, SB16-150) of Thursday, March 31 was laid over until Monday, April 4, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 31, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1012.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1012 by Representative(s) Pabon and Duran, Moreno, Salazar, Vigil; also Senator(s) Aguilar and Ulibarri, Garcia--Concerning recognition of "César Chávez Day" and honoring Dolores Huerta.

On motion of Senator Ulibarri, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-126 by Senator(s) Roberts; also Representative(s) Garnett and Nordberg--Concerning parity of state-chartered banks with federally chartered banks regarding frequency of meetings.

Senator Roberts moved that the Senate concur in House amendments to SB16-126, as printed in House journal, March 28, page(s) 590. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Marble, Merrifield, and Newell.

**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
BOARD OF REAL ESTATE APPRAISERS**

for terms expiring July 1, 2018:

Mark Charles Pope, MAI, of Colorado Springs, Colorado, to serve as a real estate appraiser, appointed;

Peter Edward Muccio of Denver, Colorado, to serve as a member of the public, reappointed;

Scot Michael Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2016:

Kenneth Wayne Lund of Lone Tree, Colorado, appointed;

for a term expiring July 1, 2017:

Rick Pederson of Denver, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS

for terms expiring July 1, 2019:

Jeffrey L. Green, ARM-P, of Loveland, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed;

Ondrea Marie Charles Matthews of Wheat Ridge, Colorado, to serve as a manager or employee of self-insured employers in good standing, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Member of the Board of Governors of the Colorado State University System) of Thursday, March 31 was laid over until Monday, April 4, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-168, SB16-171, HB16-1060, SB16-166, HB16-1306, and HB16-1109 were made Special Orders at 10:10 a.m.

Committee of the Whole The hour of 10:10 a.m. having arrived, Senator Tate moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Tate was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-168 by Senator(s) Roberts; also Representative(s) Brown--Concerning the ability of a political subdivision from an adjoining state to jointly operate an airport in Colorado.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 555, and placed in members' bill files.)

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

SB16-171 by Senator(s) Martinez Humenik and Scheffel, Jones; also Representative(s) Tyler-- Concerning modification and clarification of the statutes pertaining to the new energy improvement district.

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

HB16-1060 by Representative(s) Tyler, Garnett, Kraft-Tharp, Lawrence, Priola, Wilson; also Senator(s) Baumgardner--Concerning roadside memorials for fallen state patrol officers.

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

SB16-166 by Senator(s) Woods; also Representative(s) Kagan--Concerning the creation of transportation fuel distributors' tax liens.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 556-557, and placed in members' bill files.)

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

HB16-1306 by Representative(s) Williams, Arndt; also Senator(s) Holbert--Concerning revision of the state statutes governing mortgage loan originators to conform more closely to applicable federal law, and, in connection therewith, amending, relocating, and repealing provisions in accordance with the federal "Secure and Fair Enforcement for Mortgage Licensing Act of 2008".

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 557, and placed in members' bill files.)

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

HB16-1109 by Representative(s) Becker J. and Becker K., Coram, Brown, Buck, Dore, Lebsock, Mitsch Bush; also Senator(s) Sonnenberg and Donovan, Baumgardner, Cooke--Concerning limits that the basic tenets of Colorado water law place on the ability of certain federal agencies to impose conditions on a water right owner in exchange for permission to use federal land.

Ordered revised 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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-168 as amended, SB16-171, SB16-166 as amended, HB16-1060, HB16-1306 as amended, HB16-1109.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-165, HB16-1323, HB16-1088, and HB16-1005 were made Special Orders at 10:17 a.m.

Committee of the Whole The hour of 10:17 a.m. having arrived, Senator Tate moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Tate was called to act as Chair. 1
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SPECIAL ORDERS -- SECOND READING OF BILLS 5
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The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows: 7
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SB16-165 by Senator(s) Grantham; also Representative(s) Young--Concerning the requirements for an insurance company to be deemed to maintain a home office or regional home office in this state for purposes of the tax on insurance premiums collected by the insurance company. 11
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A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations. 17
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HB16-1323 by Representative(s) Kraft-Tharp; also Senator(s) Cooke--Concerning changing the name of the division of labor to the division of labor standards and statistics. 20
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Ordered revised and placed on the calendar for third reading and final passage. 24
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HB16-1088 by Representative(s) Dore; also Senator(s) Roberts--Concerning the authorization for a fire protection district to impose an impact fee on new development, and, in connection therewith, enacting the "Public Safety Fairness Act". 27
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Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 555, and placed in members' bill files.) 31
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As amended, ordered revised and placed on the calendar for third reading and final passage. 34
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HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses. 38
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Ordered revised and placed on the calendar for third reading and final passage. 42
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE 47
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On motion of Senator Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote: 50
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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	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	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1323, HB16-1088 as amended, HB16-1005.
Referred to Committee on Appropriations: SB16-165.

Call of the Senate.

Call raised.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, April 1, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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