

SENATE JOURNAL
 Seventieth General Assembly
STATE OF COLORADO
 Second Regular Session

62nd Legislative Day Monday, March 14, 2016

- Prayer 11
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 12
- Call to Order 13
By the President at 10:00 a.m. 14
- Roll Call 15
Present--34 16
Excused--1, Grantham. 17
- Quorum 18
The President announced a quorum present. 19

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended to allow for the Presentation of Colors and to allow a person other than a Senator to lead the Pledge of Allegiance. 24

- Presentation of Colors 32
Valkyrie Cadet Squadron Color Guard: 33
Cadet Captain Michael Melton. 34
Cadet First Lieutenant Filipa Martinovic. 35
Cadet First Lieutenant Kyle Vestecka. 36
Cadet Senior Master Sergeant Leighton Wright. 37
- Pledge 38
By Cadet Senior Airman Christian Glassiognon. 39
- Reading of Journal 40
On motion of Senator Sonnenberg, reading of the Journal of Friday, March 11, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary. 41

COMMITTEE OF REFERENCE REPORTS

- Business, Labor, & Technology 48
The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 49

MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2018: 58

Megan Marie Strong of Thornton, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed; 60

Carl Joseph Herrmann of Wellington, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed. 64

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SENATE SERVICES REPORT

Correctly Printed: SB16-153 and 154; SJR16-015.
Correctly Revised: HB16-1061 and 1122.
Correctly Rerevised: HB16-1011, 1085, and 1151.

MESSAGE FROM THE HOUSE

March 14, 2016

Mr. President:

The House has passed on Third Reading and returns herewith SB16-088.

The House has voted to concur in the Senate amendments to HB16-1284, 1046, 1144, and has repassed the bills as so amended.

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

SJR16-015 by Senator(s) Lambert; also Representative(s) Ryden--Concerning seventy-five years of the Civil Air Patrol in Colorado.

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

YES	34	NO	0	EXCUSED	1	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	E	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Senate in recess. Senate reconvened.

SJR16-014 by Senator(s) Neville T., Cooke, Jahn, Kerr, Lambert, Woods; also Representative(s) Everett and Leonard, Danielson, Kraft-Tharp, Lontine, Pettersen, Tyler--Concerning the designation of United States Highway 285 from Mile Marker 238 to Mile Marker 245 as the "Sergeant Sean P. Renfro Memorial Highway".

Laid over until Friday, March 18, retaining its place on the calendar.

**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:

HB16-1061 by Representative(s) Carver and Nordberg; also Senator(s) Todd--Concerning a requirement that the transportation infrastructure needs of federal military installations be given full consideration during the preparation of the comprehensive statewide transportation plan.

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	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	E	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: Cadman, Cooke, Garcia, Heath, Kerr, and Lambert.

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

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	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	E	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, Holbert, Neville T., Scheffel, Scott, Todd, and Woods.

IMMEDIATE RECONSIDERATION OF HB16-1122

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

Having voted on the prevailing side, Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on HB16-1122.

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

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

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

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

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

YES	33	NO	1	EXCUSED	1	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	N	Newell	Y	Woods	Y
Grantham	E	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: Lambert and Lundberg.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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:

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsack, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

(Amended in general orders as printed in Senate journal, February 25, page(s) 286-287.)

As amended, laid over until Thursday, March 17, retaining its place on the calendar.

HB16-1236 by Representative(s) Primavera, Brown, Esgar, Ginal, Joshi, Landgraf, Lontine, McCann, Ryden; also Senator(s) Crowder--Concerning continuation of the infection control advisory committee.

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

HB16-1168 by Representative(s) Ginal and Danielson, Landgraf, Pettersen, Primavera, Singer, Tyler; also Senator(s) Scott--Concerning the continuation of the rural alcohol and substance abuse prevention and treatment program.

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

HB16-1090 by Representative(s) McCann; also Senator(s) Jahn--Concerning the conditions under which a person may assist another for compensation in obtaining the proceeds of a foreclosure sale after all liens have been satisfied.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, March 10, page(s) 387-388, and placed in members' bill files.)

As amended, laid over until Tuesday, March 15, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	34	NO	0	EXCUSED	1	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	E	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: HB16-1236, HB16-1168.

Laid over until Tuesday, March 15: HB16-1090 as amended.

Laid over until Thursday, March 17: SB16-123 as amended.

Senate in recess.

Senate reconvened.

MESSAGE FROM THE HOUSE

March 14, 2016

Mr. President:

The House has adopted and returns herewith SJR16-015.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-016 by Senator(s) Sonnenberg; also Representative(s) Vigil--Concerning the recognition of Colorado Centennial Farms.

Laid over until Wednesday, March 16, retaining its place on the calendar.

SJR16-017 by Senator(s) Sonnenberg; also Representative(s) Coram--Concerning the designation of March 16, 2016, as Agriculture Day in Colorado.

Laid over until Wednesday, March 16, retaining its place on the calendar.

SJR16-018 by Senator(s) Grantham, Baumgardner, Cooke, Crowder, Holbert, Marble, Neville T., Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Buck and Singer-- Concerning the establishment of March 16 as Liberty Day, and, in connection therewith, establishing March 2016 as Liberty Month.

Laid over until Wednesday, March 16, retaining its place on the calendar.

SJR16-019 by Senator(s) Kefalas and Crowder; also Representative(s) Landgraf and Arndt-- Concerning the designation of March 15, 2016, as "Colorado Arc Day".

Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-155 by Senator(s) Cadman; also Representative(s) Garnett and Nordberg--Concerning a state sales and use tax exemption for historic aircraft on loan for public display.
Finance

SB16-156 by Senator(s) Scheffel and Guzman, Cadman; also Representative(s) Duran and DelGrosso, Hullinghorst--Concerning certain legislative oversight committees, and, in connection therewith, modifying the manner in which members are appointed to the committees and specifying that the chair and vice-chair of the executive committee of the legislative council also serve as chair and vice-chair of the legislative council.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1013, 1017, 1019, 1026, 1032, 1042, 1043, 1125, 1130, 1148, 1161, 1241.

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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday,
March 15, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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