

**SENATE JOURNAL**  
 Seventieth General Assembly  
**STATE OF COLORADO**  
 Second Regular Session

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90th Legislative Day Monday, April 11, 2016

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- Prayer 10  
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to 12  
 Order 13  
 By the President at 10:00 a.m. 14
- Roll Call 15  
 Present--33 16  
 Excused--2, Johnston, Jones 17
- Quorum 18  
 The President announced a quorum present. 19

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On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to 24  
 the Senate having voted in the affirmative, Senate Rule 1 (a) was suspended to allow a 25  
 person other than a Senator to lead the Pledge of Allegiance. 26

Pledge of 27  
 Allegiance 28  
 By Isabella Aguilar. 29

Reading of 30  
 Journal 31  
 On motion of Senator Holbert, reading of the Journal of Friday, April 8, 2016, was 32  
 dispensed with, and the Journal was approved as corrected by the Secretary. 33

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**SENATE SERVICES REPORT**

**Correctly Engrossed:** SJR16-027 and 029. 40  
**Correctly Reengrossed:** SB16-067. 41

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**MESSAGE FROM THE HOUSE**

April 11, 2016 42

Mr. President: 43

The House has passed on Third Reading and transmitted to the Revisor of Statutes 44  
 HB16-1356, 1401. 45

The House has passed on Third Reading and transmitted to the Revisor of Statutes 46  
 HB16-1311, amended as printed in House Journal, April 6. 47  
 HB16-1302, amended as printed in House Journal, April 6. 48  
 HB16-1320, amended as printed in House Journal, April 6. 49

The House has passed on Third Reading and returns herewith SB16-133. 50

The House has adopted and returns herewith SJR16-027, SJR16-028, SJR16-025. 51

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**MESSAGE FROM THE REVISOR OF STATUTES**

April 8, 2016

We herewith transmit:

Without comment, HB16-1356 and 1401.  
Without comment, as amended, HB16-1302, 1311, and 1320.

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 expressions of personal privilege.

Committee of the Whole On motion of Senator Scott, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Scott 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:

**SB16-150** by Senator(s) Steadman; also Representative(s) Esgar--Concerning marriages by individuals who are parties to a civil union, and, in connection therewith, prohibiting marriages in circumstances in which one of the parties is already in a civil union with another individual, addressing the legal effect of parties to a civil union marrying each other, clarifying the dissolution process when parties to a civil union marry, and amending the bigamy statute to include parties to a civil union.

Laid over until Tuesday, April 12, retaining its place on the calendar.

**SB16-142** by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections.

Laid over until Tuesday, April 12, retaining its place on the calendar.

**SB16-113** by Senator(s) Marble, Grantham, Lambert, Cooke, Lundberg, Holbert, Baumgardner, Neville T., Scheffel, Crowder, Hill, Sonnenberg; also Representative(s) Saine and Humphrey, Navarro, Everett, Ransom, Van Winkle, Leonard, Neville P., Carver, Brown, Joshi, Nordberg, Windholz--Concerning the repeal of certain provisions concerning ammunition magazines.

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

**SB16-169** by Senator(s) Martinez Humenik and Cooke; also Representative(s) Kraft-Tharp and Landgraf--Concerning changes related to the seventy-two-hour emergency mental health procedure.

Amendment No. 1, Judiciary Committee Amendment.  
(Printed in Senate Journal, March 31, page(s) 571-572, and placed in members' bill files.)

As amended, laid over until Tuesday, April 12, retaining its place on the calendar.

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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE**

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	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: SB16-113.

Laid over until Tuesday, April 12: SB16-150, SB16-142, SB16-169 as amended.

**CONSIDERATION OF RESOLUTIONS**

**SM16-002** by Senator(s) Tate; --Memorializing former Senator Carl Michael Williams.

Laid over until Tuesday, April 12, retaining its place on the calendar.

**SJM16-005** by Senator(s) Lambert; also Representative(s) Lundeen--Memorializing former Senator and Representative Charles Duke.

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

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 (Members of the Board of Governors of the Colorado State University System) of Monday, April 11 was laid over until Tuesday, April 12, retaining its place on the calendar.

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

The President has signed: SB16-013, 051, 068, 099, 110, 122, 125.

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**DELIVERY TO THE GOVERNOR**

To the Governor for signature on Friday, April 8, 2016, at 10:45 a.m.: SB16-013, 051, 068, 099, 110, 122, 125.

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**MESSAGE FROM THE HOUSE**

April 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1365, amended as printed in House Journal, April 6.  
HB16-1360, amended as printed in House Journal, April 7.  
HB16-1357, amended as printed in House Journal, April 7.

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The House has voted to concur in the Senate amendments to HB16-1158, 1159, 1408, 1411, 1414 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB16-1405 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1405. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

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The House has voted not to concur in the Senate amendments to HB16-1415 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1415. The bill is transmitted herewith.

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Senate in recess.                      Senate reconvened.

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**MESSAGE FROM THE REVISOR OF STATUTES**

April 11, 2016

We herewith transmit:

Without comment, as amended, HB16-1357, 1360, and 1365.

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### INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

**SJR16-030** by Senator(s) Cadman and Newell, Cooke; --Concerning declaring the week of May 15-21, 2016, as Police Week, and, in connection therewith, declaring May 15, 2016, as Peace Officers' Memorial Day.

Laid over until Wednesday, April 13, retaining its place on the calendar.

**SJR16-031** by Senator(s) Kerr, Cadman; also Representative(s) Primavera--Concerning the designation of November 2016 as "Bladder Health Month" in Colorado.

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

**SJR16-032** by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".

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

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### INTRODUCTION OF BILLS -- FIRST READING

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

**SB16-184** by Senator(s) Cadman and Scheffel; also Representative(s) Willett--Concerning market-based rates for interest on judgments.  
Judiciary

**SCR16-003** by Senator(s) Steadman and Hodge; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the repeal of the consequences for underestimating a projection in a required election-related notice of fiscal year revenue subject to a constitutional spending limit.  
State, Veterans, & Military Affairs

**SCR16-004** by Senator(s) Ulibarri; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the imposition of a real estate transfer tax of one-tenth of one percent of the value of real property transferred in the state that will be used to finance affordable housing, and, in connection therewith, allowing the revenues from the tax to be collected and spent notwithstanding any limitation provided by law.  
State, Veterans, & Military Affairs

**SCR16-005** by Senator(s) Martinez Humenik; also Representative(s) Priola and Court--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning county surveyors, and, in connection therewith, repealing a requirement that each county in the state elect a county surveyor and allowing each county to determine whether a surveyor should be elected or appointed and to establish the term and any compensation to be provided to a surveyor.  
Local Government

**HB16-1302** by Representative(s) Duran and DelGrosso; also Senator(s) Newell--Concerning the alignment of the Colorado statutes with the federal "Workforce Innovation and Opportunity Act" through the "Colorado Career Advancement Act".  
Business, Labor, & Technology

**HB16-1311** by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.  
Judiciary

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**HB16-1320** by Representative(s) Foote and Carver; also Senator(s) Cooke--Concerning the regulation of massage therapy to modify practices that are linked to criminal behavior.  
Judiciary

**HB16-1356** by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn and Holbert-- Concerning requirements related to the satisfaction of indebtedness secured by real property.  
Finance

**HB16-1357** by Representative(s) Primavera; also Senator(s) Garcia and Cooke--Concerning implementation of the STEMI task force recommendations for the development of a system to improve the quality of care to patients who suffer heart attacks.  
State, Veterans, & Military Affairs

**HB16-1360** by Representative(s) Landgraf and Lontine, Esgar, Ginal; also Senator(s) Lundberg-- Concerning the continuation of the regulation of direct-entry midwives by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department.  
Health & Human Services

**HB16-1365** by Representative(s) Moreno and Wilson, Priola, Landgraf, Lawrence, Pettersen; also Senator(s) Woods--Concerning a high school diploma endorsement for biliteracy.  
Education

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

The President has signed: HB16-1060, 1093, 1104, 1109, 1153, 1173, 1198, 1215, 1224, 1230, 1255, 1258, 1259, 1270, 1271, 1297, 1306, 1316, 1416.

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**APPOINTMENTS TO CONFERENCE COMMITTEE**

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on **HB16-1405**.

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on **HB16-1415**.

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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, April 12, 2016.

Approved:

Bill L. Cadman  
President of the Senate

Attest:

Effie Ameen  
Secretary of the Senate

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