

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

57th Legislative Day

Wednesday, March 9, 2016

- Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.
- Call to Order By the President at 9:00 a.m.
- Pledge By Senator Garcia.
- Roll Call Present--34
Excused--1, Ulibarri.
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Tate, reading of the Journal of Tuesday, March 8, 2016, was dispensed with, and the was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- Local Government After consideration on the merits, the Committee recommends that **HB16-1030** be referred to the Committee on Finance with favorable recommendation.
- Trans- portation After consideration on the merits, the Committee recommends that **HB16-1061** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Trans- portation After consideration on the merits, the Committee recommends that **HB16-1122** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Trans- portation After consideration on the merits, the Committee recommends that **HB16-1067** be postponed indefinitely.
- Trans- portation The Committee on Transportation 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 AERONAUTICAL BOARD

for a term expiring December 19, 2018:

John William Reams of Naturita, Colorado, to serve as a member from the western slope and who represents local governments which operate airports, reappointed.

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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 Senate proceeded out of order for a moment of Personal Privilege for Senator Cooke.

SENATE SERVICES REPORT

- Correctly Printed:** SB16-151 and 152.
- Correctly Engrossed:** SB16-058, 102, and 132; SJR16-013.
- Correctly Reengrossed:** SB16-085, 126, and 135.
- Correctly Revised:** HB16-1033, 1038, and 1284.
- Correctly Rerevised:** HB16-1051, 1064, and 1091.
- Correctly Enrolled:** SB16-055, 063, 089, 090, 091, 092, 093, 095, and 107.

MESSAGE FROM THE HOUSE

March 8, 2016

Mr. President:

The House has postponed indefinitely SB16-017. The bill is returned herewith.

**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:

HB16-1033 by Representative(s) McCann and Nordberg; also Senator(s) Kefalas and Newell-- Concerning the Colorado human trafficking council.

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.	N	Ulibarri	E
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, Jones, Kerr, Merrifield, and Todd.

HB16-1038 by Representative(s) Melton and Salazar, Lontine, Ginal; also Senator(s) Jones--
Concerning optional affiliation with the fire and police pension association by a county
sheriff department that does not participate in social security.

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	E
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, Crowder, Donovan, Garcia, Guzman, Heath, Johnston, Kefalas, Kerr, Merrifield, Newell, Scott, and Todd.

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:

SB16-132 by Senator(s) Cooke; also Representative(s) Foote--Concerning clarifying that test results relating to certain DUI offenses are not public information.

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	E
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, Crowder, Garcia, Grantham, Heath, Hill, Hodge, Jahn, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

SB16-058 by Senator(s) Hill; also Representative(s) Becker K.--Concerning the regulation of certain foods, and, in connection therewith, exempting certain food producers from licensure, inspection, and other regulation, and making an appropriation.

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

YES	24	NO	10	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	Y	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	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	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, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, and Woods.

SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.

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

Third Reading Amendment No. 1(L.003), by Senator Kerr.

Amend engrossed bill, page 3, line 8, after "18-8-706," insert "or".

The amendment was **passed** 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	E
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	27	NO	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Hill, Jones, Kefalas, Newell, Steadman, and Todd.

HB16-1284 by Representative(s) Nordberg and Moreno, Sias, Court, DelGrosso, Duran, Everett, Garnett, Kagan, Klingenschmitt, Kraft-Tharp, Lawrence, Lundeen, Pabon, Pettersen, Williams; also Senator(s) Hill and Garcia, Cadman, Scheffel, Crowder, Grantham, Holbert, Johnston, Sonnenberg, Neville T.--Concerning divestment by the public employees' retirement association from companies that have economic prohibitions against the state of Israel.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	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, Cooke, Lambert, Lundberg, Marble, Martinez Humenik, Roberts, Scott, Tate, and Woods.

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

GENERAL 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:

HB16-1046 by Representative(s) Kraft-Tharp; also Senator(s) Baumgardner--Concerning the response to hazardous substance incidents under designated emergency response authority responsibility.

Amendment No. 1, Local Government Committee Amendment.

(Printed in Senate Journal, March 7, page(s) 349, and placed in members' bill files.)

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

HB16-1082 by Representative(s) Garnett and Willett; also Senator(s) Todd--Concerning area vocational schools, and, in connection therewith, changing the name of area vocational schools to area technical colleges and adding representation for area technical colleges to certain boards.

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

HB16-1083 by Representative(s) Brown and Hamner; also Senator(s) Donovan and Grantham--
Concerning the role and mission of Western state Colorado university.

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 Holbert, 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	E
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: HB16-1046 as amended, HB16-1082, HB16-1083.

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

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel,
Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker
J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen,
Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the
regulation of veterinary pharmaceuticals.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 291-292, and placed in members' bill
files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 4, page(s) 340, and placed in members' bill files.)

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

SB16-115 by Senator(s) Martinez Humenik; also Representative(s) Moreno and Conti--Concerning an electronic filing system for documents recorded with a county clerk and recorder, and, in connection therewith, creating the electronic recording technology board, which is an enterprise; authorizing the board to set an additional filing surcharge for a five-year period; requiring counties to transmit the proceeds of the board's surcharge to the state for deposit in a cash fund administered by the board; requiring the board to make grants from the fund to counties to create, maintain, improve, or replace electronic filing systems; establishing reporting requirements for the board; and increasing a local filing surcharge.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 203, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 4, page(s) 340-341, and placed in members' bill files.)

Amendment No. 3(L.008), by Senators Martinez Humenik and Donovan.

Amend printed bill, page 8, line 18, after "PRIORITY" insert "TO RURAL COUNTIES AND".

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

SB16-116 by Senator(s) Johnston; --Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record.
(Amended in general orders as printed in Senate journal, March 8, page(s) 364.)

Amendment No. 1(L.003), by Senator Johnston.

Amend the Judiciary Committee Report, dated February 24, 2016, page 1, strike lines 4 through 22.

Page 2, strike lines 1 through 6 and substitute:

"SECTION 1. In Colorado Revised Statutes, **add 24-72-702.5** as follows:

24-72-702.5. Sealing criminal justice records other than convictions - simplified process - defendant option - fees - referral - support or legal assistance services in judicial district. (1) IN ADDITION TO THE PROCEDURES IN SECTION 24-72-702, ANY TIME A CASE AGAINST A PERSON IN INTEREST IS COMPLETELY DISMISSED, WHERE THE PERSON IN INTEREST IS ACQUITTED, THE PERSON IN INTEREST COMPLETES A DIVERSION AGREEMENT UNDER SECTION 18-1.3-101, C.R.S., OR THE PERSON IN INTEREST COMPLETES A DEFERRED JUDGMENT AND SENTENCE UNDER SECTION 18-1.3-102, C.R.S., THE COURT SHALL GIVE THE DEFENDANT ELIGIBLE TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED THE OPTION OF IMMEDIATELY MOVING TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED. THIS MOTION MAY BE INFORMAL AND MAY BE MADE IN OPEN COURT AT THE TIME OF THE DISMISSAL OF THE CASE OR THE ACQUITTAL OF THE DEFENDANT. THE MOTION MAY ALSO BE MADE BY THE DEFENDANT AT A TIME SUBSEQUENT TO THE DISMISSAL OR ACQUITTAL THROUGH THE FILING OF A WRITTEN MOTION. IF THE DEFENDANT MOVES UNDER THIS SUBSECTION (1) TO SEAL HIS OR HER CRIMINAL JUSTICE RECORDS UNDER THE EXPEDITED PROCEDURES OF THIS SECTION, THE COURT SHALL PROMPTLY PROCESS THE DEFENDANT'S REQUEST TO SEAL THE CRIMINAL JUSTICE RECORDS WITHIN THE CRIMINAL CASE WITHOUT THE FILING OF AN INDEPENDENT CIVIL ACTION. WHEN THE COURT SEALS CRIMINAL JUSTICE RECORDS UNDER THIS SECTION THE COURT SHALL PROVIDE A COPY OF THE COURT'S ORDER TO EACH CUSTODIAN WHO MAY HAVE CUSTODY OF ANY OF THE RECORDS SUBJECT TO THE ORDER. THE PERSON IN INTEREST MAY ALSO PROVIDE A COPY OF THE ORDER TO ANY OTHER CUSTODIAN OF RECORDS SUBJECT TO THE ORDER.

(2) (a) A PERSON IN INTEREST MOVING TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED UNDER THIS SECTION SHALL PAY A

PROCESSING FEE OF SIXTY-FIVE DOLLARS TO COVER THE ACTUAL COSTS RELATED TO THE SEALING OF THE CRIMINAL JUSTICE RECORDS.

(b) THE PROCESSING FEES COLLECTED UNDER PARAGRAPH (a) OF THIS SECTION MUST BE TRANSMITTED TO THE STATE TREASURER AND CREDITED TO THE JUDICIAL STABILIZATION CASH FUND CREATED IN SECTION 13-32-101 (6), C.R.S."

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

HB16-1139 by Representative(s) Willett and Arndt; also Senator(s) Scott--Concerning electronic participation in committee meetings during the legislative interim.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 272, and placed in members' bill files.)

Amendment No. 2, Legislative Council Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 350, and placed in members' bill files.)

Amendment No. 3(L.011), by Senator Scott.

Amend reengrossed bill, page 2, line 19, strike "A" and substitute "NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A"

Page 2, strike lines 21 through 24 and substitute "PARAGRAPH (h) IS NOT".

Page 2, line 25 after "TO" insert "RECEIVE COMPENSATION TO WHICH MEMBERS ATTENDING MEETINGS IN PERSON ARE ENTITLED, NOR ARE ELECTRONICALLY PARTICIPATING MEMBERS ENTITLED TO RECEIVE".

As amended, **lost** on second reading.

HB16-1144 by Representative(s) Becker J. and Pettersen; also Senator(s) Grantham--Concerning transparency in postsecondary courses offered to high school students.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Holbert, 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	E
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: SB16-062 as amended, SB16-115 as amended, SB16-116 as amended, HB16-1144.

Lost on second reading: HB16-1139 as amended.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-011, SJR16-014) of Wednesday, March 9, was laid over until Thursday, March 10, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 9, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1275, amended as printed in House Journal, March 8.
HB16-1027, amended as printed in House Journal, March 8.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1035** by Representative(s) Leonard; also Senator(s) Scott--Concerning the scope of statutes making the issuance of securities by a public utility conditional on approval by the Colorado public utilities commission, and, in connection therewith, clarifying that the approval requirement applies only to electric and gas utilities.
State, Veterans, & Military Affairs
- HB16-1070** by Representative(s) Neville P.; also Senator(s) Neville T.--Concerning a signature verification requirement for municipal mail ballot elections, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1093** by Representative(s) Ransom and Ryden; also Senator(s) Tate--Concerning the use of the national change of address database to maintain voter registration records, and, in connection therewith, clarifying terminology and consolidating procedures for county clerks and recorders to follow when it appears that an elector has moved within the state.
State, Veterans, & Military Affairs
- HB16-1103** by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Martinez Humenik and Todd--Concerning clarifying license pathways for the mental health professional workforce.
Health & Human Services
- HB16-1136** by Representative(s) Esgar, Danielson, Winter, Melton, Garnett, Mitsch Bush, Tyler, Lebsock, Duran, Primavera; also Senator(s) Garcia--Concerning a requirement that a common carrier engaged in the transportation of property by railroad have at least two crew members aboard a freight train while the freight train is moving.
State, Veterans, & Military Affairs
- HB16-1141** by Representative(s) Becker K. and Coram; also Senator(s) Jahn and Roberts--Concerning the protection of Colorado residents from the hazards associated with naturally occurring radioactive materials in buildings, and in connection therewith, making an appropriation.
Health & Human Services

HB16-1149	by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".	1 2 3 4 5 6 7
	Local Government	8
HB16-1165	by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission.	9 10 11 12
	Health & Human Services	13
HB16-1182	by Representative(s) Court and Duran, Kagan, Lee, Salazar; also Senator(s) Cooke and Heath--Concerning the continuation of the commodity metals theft task force.	14 15 16 17
	Judiciary	18
HB16-1183	by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program.	19 20 21 22 23
	Health & Human Services	24
HB16-1185	by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning the issuance of a new birth certificate with a gender designation that differs from the gender designated on the person's original birth certificate.	25 26 27 28 29
	State, Veterans, & Military Affairs	30
HB16-1190	by Representative(s) Dore; also Senator(s) Cooke--Concerning the use of deadly force in a detention facility.	31 32 33 34
	Judiciary	35
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.	36 37 38 39 40 41
	Judiciary	42
HB16-1229	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning modification of the means of repayment for certain ongoing financial obligations incurred by the state in order to fund capital construction projects for state-supported institutions of higher education.	43 44 45 46 47 48 49
	Finance	50
	Appropriations	51 52 53 54
HB16-1255	by Representative(s) Coram and Vigil; also Senator(s) Baumgardner--Concerning additional methods to manage forests to secure favorable conditions for water supply.	55 56 57 58 59
	Agriculture, Natural Resources, & Energy	60
HB16-1269	by Representative(s) Melton; also Senator(s) Cooke--Concerning the ability of the department of revenue to allow additional application methods for identification cards.	61 62 63 64 65
	Finance	
HB16-1270	by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning the limitation of laws governing security interests to an owner's interest in a business entity.	
	Business, Labor, & Technology	

HB16-1272 by Representative(s) Kraft-Tharp; also Senator(s) Tate--Concerning procedures to be followed in connection with the disconnection by ordinance of land from a municipality. Local Government

**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 vote:

MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2018:

Michael K. Dempsey of Aurora, Colorado, to serve as a representative from the regulated community and as a Republican, reappointed;

Charlotte Sophia Pitt of Denver, Colorado, to serve as a representative of the government or academic community and as a Democrat, reappointed;

Joseph Charles Prinster, Jr., of Boulder, Colorado, to serve as a member of the public and as a Republican, reappointed.

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	E
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR OF STATUTES

March 9, 2016

We herewith transmit:

Without comment, as amended, HB16-1027 and HB16-1275.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

February 6, 2016

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

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:

MEMBERS OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for terms expiring December 31, 2019:

- Jeff Shoemaker of Denver, Colorado, to serve as a Republican, appointed;
- Wendy J. Dominguez of Littleton, Colorado, to serve as a Republican, appointed;
- Elaine Gantz Berman of Denver, Colorado, to serve as a Democrat, reappointed;
- Walter Louis Isenberg of Denver, Colorado, to serve as a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/12/2016
Effie Ameen, Secretary of the Senate

Committee on Education

December 15, 2015

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

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2015, for terms expiring December 31, 2019:

- Kelly Jean Brough of Denver, Colorado, a Democrat, appointed;
- Betty Cox Bechtel of Grand Junction, Colorado, a Democrat, reappointed;

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Joan D. Ringel of Denver, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

July 29, 2015

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

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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2018:

Steven Michael Grund of Littleton, Colorado, to serve as a Republican from the Sixth Congressional District, and occasioned by the resignation of Bobbie Mecalo Sampson of Aurora, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

July 3, 2015

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

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, and submit to your consideration, the following:

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for terms expiring July 1, 2016:

Kenneth Wayne Lund of Lone Tree, Colorado, appointed;

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Charles Hildreth Woolley of Denver, Colorado, appointed;
 Robert E. Musgraves of Denver, Colorado, appointed;
 for terms expiring July 1, 2017:
 Marco Antonio Abarca of Denver, Colorado, appointed;
 Rick Pederson of Denver, Colorado, appointed;
 for terms expiring July 1, 2018:
 Tamra Joyce Ward of Denver, Colorado, appointed;
 Cathey McClain Finlon of Denver, Colorado, appointed.

Sincerely,
 (signed)
 Joseph A. Garcia
 Lt. Governor, acting on behalf
 of the State while Governor John W.
 Hickenlooper is absent from the State
 Rec'd: 12/8/2015
 Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

September 30, 2015

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

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, and submit to your consideration, the following:

MEMBER OF THE
 STATE HISTORICAL SOCIETY
 BOARD OF DIRECTORS

for a term expiring July 1, 2017:

Christopher Weld Tetzeli of Denver, Colorado, appointed.

Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 12/8/2015
 Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 31, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2018:

Kurtis Matthew Indorf of Denver, Colorado, to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

July 29, 2015

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

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2017:

Anthony Scott Lewis of Longmont, Colorado, to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, reappointed;

for a term expiring July 1, 2018:

Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a parent of a student who is, or who has been, enrolled in an institute charter school, and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

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February 16, 2016

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

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 and reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for terms expiring December 31, 2019:

John William Gale of Arvada, Colorado, to serve as a representative of national or regionally recognized conservation organizations whose missions are focused on nongame wildlife and whose membership is composed primarily of nongame wildlife, appointed;

Dan Christopher Prenzlów of Colorado Springs, Colorado, to serve as an ex officio member representing the Division of Wildlife, reappointed;

Kyle Miller of Denver, Colorado, to serve as a sportsperson, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/12/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

April 30, 2015

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

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, and submit to your consideration, the following:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PERSONNEL AND ADMINISTRATION

effective May 11, 2015, and a term expiring at the pleasure of the Governor:

Pamela June Taylor of Denver, Colorado, and occasioned by the resignation of Kathy Nesbitt of Denver, Colorado, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

December 15, 2015

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

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, reappoint and submit to your consideration, the following:

BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2015, for terms expiring December 31, 2019:

Paul E. Washington of Boulder, Colorado, a Democrat, reappointed;

Kevin Walter Ahern of Morrison, Colorado, a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/11/2016
Effie Ameen, Secretary of the Senate

Committee on Education

January 29, 2016

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

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, and submit to your consideration, the following:

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

Gretchen Jaime Russo, RN, BSN, JD, of Denver, Colorado, to serve as a representative from the Colorado Department of Human Services, and occasioned by the resignation of Dennis Raymond Desparrois of Denver, Colorado, appointed.

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Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 2/2/2016
Effie Ameen, Secretary of the Senate

Committee on Judiciary

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INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1060** by Representative(s) Tyler, Garnett, Kraft-Tharp, Lawrence, Priola, Wilson; also
Senator(s) Baumgardner--Concerning roadside memorials for fallen state patrol officers.
Transportation
- HB16-1275** by Representative(s) Foote and Pettersen; also Senator(s) Jones and Donovan--
Concerning the taxation of a corporation's state income that is sheltered in a foreign
jurisdiction for purposes of tax avoidance.
State, Veterans, & Military Affairs

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TRIBUTES

- Honoring:
- The Tabor Opera House -- By Senator Kerry Donovan.
 - The Houseweart Ranch -- By Senator Kerry Donovan.
 - Reed Patterson -- By Senator Kerry Donovan.
 - Shawn Cheadle -- By Senator Cheri Jahn.
 - Jakob Fletcher -- By Senator Cheri Jahn.
 - Elenea Guerra -- By Senator Cheri Jahn.
 - Svetlana Mikhalova -- By Senator Cheri Jahn.
 - Benjamin Pemble -- By Senator Cheri Jahn.
 - Abigail Wedlick -- By Senator Cheri Jahn.
 - Carina Wilkerson -- By Senator Cheri Jahn.
 - Riley Holcomb -- By Senator Matt Jones.

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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, March 10, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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