

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

77th Legislative Day Tuesday, March 29, 2016

- Prayer 10
By the chaplain, Dan File, Capitol Commission, Lake City. 11
- Call to 12
Order 13
By the President at 9:00 a.m. 14
- Roll Call 15
Present--35 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Sonnenberg. 20
- Reading of 21
Journal 22
On motion of Senator Garcia, reading of the Journal of Monday, March 28, 2016, was 23
dispensed with, and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

Business, 25
Labor, & 26
Technology 27
The Committee on Business, Labor, & Technology has had under consideration and has 28
had a hearing on the following appointments and recommends that the appointments be 29
placed on the consent calendar and confirmed: 30

MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS

for terms expiring July 1, 2018: 31

Mark Charles Pope, MAI, of Colorado Springs, Colorado, to serve as a real estate 32
appraiser, appointed; 33

Peter Edward Muccio of Denver, Colorado, to serve as a member of the public, 34
reappointed; 35

Scot Michael Rose of Lafayette, Colorado, to serve as a representative of appraisal 36
management companies, reappointed. 37

Business, 38
Labor, & 39
Technology 40
The Committee on Business, Labor, & Technology has had under consideration and has 41
had a hearing on the following appointments and recommends that the appointments be 42
placed on the consent calendar and confirmed: 43

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2016: 44

Kenneth Wayne Lund of Lone Tree, Colorado, appointed; 45

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for a term expiring July 1, 2017:

Rick Pederson of Denver, Colorado, appointed.

Business,
Labor, &
Technology

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:

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.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1271** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB16-150** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 14, strike "OTHER BY" and substitute "OTHER,".

Page 5, strike lines 15 through 22 and substitute:
"AND UPON MARRIAGE THE PARTIES' CIVIL UNION TERMINATES AND IS MERGED INTO A MARRIAGE BY OPERATION OF LAW. THE CIVIL UNION TERMINATES AS OF THE DATE OF THE SOLEMNIZATION OF A MARRIAGE OR THE DETERMINATION OF A COMMON LAW MARRIAGE.".

Judiciary

After consideration on the merits, the Committee recommends that **SB16-153** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **HB16-1027** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **HB16-1215** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB16-1224** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 18, after the period add "IN INSTANCES OF THIRD-PARTY ABUSE OR NEGLIGENCE AS IT RELATES TO HUMAN TRAFFICKING, A COUNTY DEPARTMENT OF SOCIAL SERVICES MAY, BUT IS NOT REQUIRED TO, INTERVIEW THE PERSON ALLEGED TO BE RESPONSIBLE FOR THE ABUSE OR NEGLIGENCE OR MAY DETERMINE A FINDING."

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IF A COUNTY DEPARTMENT ELECTS TO INTERVIEW THE THIRD-PARTY INDIVIDUAL, IT SHALL FIRST CONFER WITH ITS LOCAL LAW ENFORCEMENT AGENCY."

Judiciary

After consideration on the merits, the Committee recommends that [HB16-1262](#) be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 7, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE INTERVIEWING AGENCY TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 4, strike line 6 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 5, line 4, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE DEPARTMENT OF REVENUE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 6, strike line 3 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 7, line 1, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE SHERIFF'S OFFICE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 7, strike line 27 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 8, line 26, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE MUNICIPAL POLICE DEPARTMENT OR TOWN MARSHAL'S OFFICE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 9, strike line 27 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 10, line 24, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE DIVISION TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 11, strike line 22 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

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Judiciary After consideration on the merits, the Committee recommends that **HB16-1263** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 18, after "RELYING" insert "SOLELY".

Judiciary After consideration on the merits, the Committee recommends that **HB16-1264** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 2, after "18-1-707," insert "amend (1) introductory portion, (3), and (4); and".

Page 2, strike line 5 and substitute:

"preventing an escape - definitions. (1) Except as provided in subsection (2) SUBSECTIONS (2) AND (2.5) of this section, a peace officer is justified in using reasonable and appropriate physical force upon another person when and to the extent that he reasonably believes it necessary:

(2.5) (a) A PEACE OFFICER IS".

Page 2, line 11, strike "SERIOUS".

Page 2, line 17, strike "DEADLY" and substitute "PHYSICAL".

Page 2, after line 26, insert:

"(3) Nothing in subsection (2) (b) OR SUBSECTION (2.5) of this section shall be deemed to constitute justification for reckless or criminally negligent conduct by a peace officer amounting to an offense against or with respect to innocent persons whom he is not seeking to arrest or retain in custody.

(4) For purposes of this section, a reasonable belief that a person has committed an offense means a reasonable belief in facts or circumstances which if true would in law constitute an offense. If the believed facts or circumstances would not in law constitute an offense, an erroneous though not unreasonable belief that the law is otherwise does not render justifiable the use of force to make an arrest or to prevent an escape from custody. A peace officer who is effecting an arrest pursuant to a warrant is justified in using the physical force prescribed in subsections (1), and (2), AND (2.5) of this section unless the warrant is invalid and is known by the officer to be invalid."

Judiciary After consideration on the merits, the Committee recommends that **HB16-1265** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1353** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-035** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that the public purpose for the creation of the public school fund investment board is to ensure reasonable growth in the public school fund through investments in

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stocks and other financial assets as specified in the public school fund investment board investment policy.

SECTION 2. In Colorado Revised Statutes, add 22-41-102.5 as follows:

22-41-102.5. Public school fund investment board - creation.

(1) (a) THERE IS HEREBY CREATED THE PUBLIC SCHOOL FUND INVESTMENT BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD". THE BOARD CONSISTS OF FIVE MEMBERS, AS FOLLOWS:

(I) THE STATE TREASURER, WHO SERVES AS CHAIR;

(II) A MEMBER OF THE STATE BOARD OF LAND COMMISSIONERS, APPOINTED BY MAJORITY VOTE OF THE COMMISSIONERS; AND

(III) THREE MEMBERS APPOINTED BY THE STATE TREASURER.

SUCH APPOINTEES MUST HAVE PROFESSIONAL QUALIFICATIONS REGARDING THE PRUDENT INVESTMENT OF TRUST FUND MONEY OR EXPERTISE IN INSTITUTIONAL INVESTMENT MANAGEMENT.

(b) INITIAL APPOINTMENTS OF MEMBERS MUST BE MADE NO LATER THAN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b). THE BOARD MUST MEET FOR THE FIRST TIME NO LATER THAN THIRTY DAYS AFTER THE APPOINTMENT OF THE MEMBERS AS REQUIRED IN THIS PARAGRAPH (b), AND THE BOARD MUST MEET NO LESS THAN QUARTERLY THEREAFTER.

(c) THE STATE TREASURER AND TWO OTHER VOTING MEMBERS OF THE BOARD CONSTITUTES A QUORUM OF THE BOARD.

(2) EXCEPT FOR THE STATE TREASURER, MEMBERS OF THE BOARD SERVE TWO-YEAR TERMS AND MAY NOT SERVE MORE THAN THREE CONSECUTIVE TERMS, AND NONE OF THE BOARD MEMBERS, EXCEPT FOR THE TREASURER, MAY HOLD ANY STATE ELECTIVE OFFICE. THE STATE BOARD OF LAND COMMISSIONERS OR THE STATE TREASURER MAY REMOVE THEIR APPOINTED MEMBERS FOR ANY CAUSE THAT RENDERS THE MEMBER INCAPABLE OF DISCHARGING OR UNFIT TO DISCHARGE HIS OR HER DUTY TO THE BOARD. THE STATE BOARD OF LAND COMMISSIONERS OR THE STATE TREASURER MAY FILL ANY VACANCY BY APPOINTMENT AND SUCH APPOINTMENT MUST BE MADE NO LATER THAN NINETY DAYS AFTER THE DATE OF THE VACANCY. A MEMBER APPOINTED TO FILL A VACANCY SERVES UNTIL THE EXPIRATION OF THE TERM FOR WHICH THE VACANCY WAS FILLED. MEMBERS OF THE BOARD SERVE WITHOUT COMPENSATION BUT MAY RECEIVE REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES ACTUALLY INCURRED IN THE PERFORMANCE OF THEIR DUTIES. THE REIMBURSEMENTS ARE PAID FROM THE INTEREST AND INCOME EARNED ON THE DEPOSIT AND INVESTMENT OF THE PUBLIC SCHOOL FUND SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102.

(3) THE BOARD SHALL DIRECT THE STATE TREASURER ON HOW TO SECURELY INVEST MONEYS DEPOSITED IN THE PUBLIC SCHOOL FUND FOR THE INTERGENERATIONAL BENEFIT OF PUBLIC SCHOOLS AND IN A MANNER THAT COMPLIES WITH THE "UNIFORM PRUDENT INVESTOR ACT", ARTICLE 1.1 OF TITLE 15, C.R.S.

(4) (a) NO LATER THAN MARCH 31, 2017, THE BOARD SHALL ESTABLISH POLICIES THAT ARE NECESSARY AND PROPER FOR THE ADMINISTRATION OF THIS SECTION, INCLUDING BUT NOT LIMITED TO:

(I) A CONFLICT OF INTEREST POLICY FOR BOARD MEMBERS;

(II) A POLICY ESTABLISHING ALLOWABLE INVESTMENTS THAT COMPLY WITH SECTION 22-41-104 AND SECTION 3 OF ARTICLE IX OF THE STATE CONSTITUTION; AND

(III) A POLICY REGARDING THE DISTRIBUTION OF INCOME AND INTEREST SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102 (3) (f).

(b) THE POLICIES MUST BE POSTED ON THE DEPARTMENT OF THE TREASURY'S WEBSITE NO LATER THAN APRIL 5, 2017.

(5) THE BOARD MAY ENTER INTO CONTRACTS WITH PRIVATE PROFESSIONAL FUND MANAGERS TO PROVIDE EXPERTISE, TECHNICAL SUPPORT, AND ADVICE ON INVESTMENT MARKET CONDITIONS. SUCH CONTRACT OR CONTRACTS MUST BE BID BY EMPLOYING STANDARD PUBLIC BIDDING PRACTICES INCLUDING, BUT NOT LIMITED TO, THE USE OF REQUESTS FOR INFORMATION, REQUESTS FOR PROPOSALS, OR ANY OTHER STANDARD VENDOR SELECTION PRACTICES DETERMINED BY THE BOARD TO BE BEST SUITED TO SELECTING AN APPROPRIATE PRIVATE PROFESSIONAL FUND MANAGER. PAYMENTS FOR THESE SERVICES WILL BE PAID FROM THE INTEREST AND INCOME OF THE PUBLIC SCHOOL FUND SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102.

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SECTION 3. In Colorado Revised Statutes, 22-41-102, **amend** (1) and (3) (e); and **add** (3) (f) and (3) (g) as follows:

22-41-102. Fund inviolate. (1) The public school fund shall forever remain inviolate and intact; the interest and income earned on the deposit and investment of the fund only shall be expended in the maintenance of the schools of the state and shall be distributed to the several school districts of the state in such manner as may be prescribed by law. No part of said fund, principal or interest and income, shall ever be transferred to any other fund or used or appropriated, except as provided in this article and article 43.7 of this title. The state treasurer shall be custodian of the fund, and the same shall be securely and profitably invested as may be directed by law THE PUBLIC SCHOOL FUND INVESTMENT BOARD CREATED IN SECTION 22-41-102.5. The state, by appropriation, shall supply all losses of principal that may occur as determined pursuant to section 2-3-103 (5), C.R.S., or section 22-41-104 (2).

(3) (e) For the 2015-16 AND THE 2016-17 state fiscal year, ~~and each state fiscal year thereafter,~~ the first twenty-one million dollars of any interest or income earned on the investment of the moneys in the public school fund shall be IS credited to the state public school fund created in section 22-54-114 for distribution as provided by law. Any amount of such interest and income earned on the investment of the moneys in the state public school fund in excess of twenty-one million dollars, other than interest and income credited to the public school capital construction assistance fund, created in section 22-43.7-104 (1), pursuant to section 22-43.7-104 (2) (b) (I), shall remain in the fund and shall become part of the principal of the fund.

(f) FOR THE 2017-18 AND 2018-19 STATE FISCAL YEARS, INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND MUST BE USED OR CREDITED IN THE FOLLOWING ORDER:

(I) THE FIRST TWENTY-ONE MILLION DOLLARS IS CREDITED TO THE STATE PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114 FOR DISTRIBUTION AS PROVIDED IN THAT SECTION; EXCEPT THAT, IF THE INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND IS LESS THAN TWENTY-ONE MILLION DOLLARS THEN THE AVAILABLE AMOUNT MUST ALSO BE USED TO ENTIRELY COVER THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f);

(II) AN AMOUNT TO PAY FOR THE SERVICES OF PRIVATE PROFESSIONAL FUND MANAGERS HIRED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (5), AND TO PAY FOR ANY REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES INCURRED BY THE MEMBERS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (2);

(III) ANY AMOUNT IN EXCESS OF TWENTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f), UP TO THIRTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f), IS CREDITED TO THE RESTRICTED ACCOUNT OF THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (5) FOR USE AS PROVIDED IN THAT SECTION; AND

(IV) ANY AMOUNT IN EXCESS OF THIRTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f) IS CREDITED AS SPECIFIED IN THE POLICY ESTABLISHED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD AS REQUIRED IN SECTION 22-41-102.5 (4) (a).

(g) FOR THE 2019-20 STATE FISCAL YEAR, AND EACH STATE FISCAL YEAR THEREAFTER, INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND MUST BE USED OR CREDITED IN THE FOLLOWING ORDER:

(I) THE FIRST TWENTY-ONE MILLION DOLLARS IS CREDITED TO THE STATE PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114 FOR DISTRIBUTION AS PROVIDED IN THAT SECTION; EXCEPT THAT, IF THE INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND IS LESS THAN TWENTY-ONE MILLION DOLLARS THEN THE AVAILABLE AMOUNT MUST ALSO BE USED TO ENTIRELY COVER THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g);

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(II) AN AMOUNT TO PAY FOR THE SERVICES OF PRIVATE PROFESSIONAL FUND MANAGERS HIRED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (5), AND TO PAY FOR ANY REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES INCURRED BY THE MEMBERS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (2);

(III) ANY AMOUNT IN EXCESS OF TWENTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g), UP TO FORTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g), IS CREDITED TO THE RESTRICTED ACCOUNT OF THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (5) FOR USE AS PROVIDED IN THAT SECTION; AND

(IV) ANY AMOUNT IN EXCESS OF FORTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g) IS CREDITED AS SPECIFIED IN THE POLICY ESTABLISHED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD AS REQUIRED IN SECTION 22-41-102.5 (4) (a).

SECTION 4. In Colorado Revised Statutes, 22-41-104, **amend** (1) as follows:

22-41-104. Lawful investments. (1) The state treasurer, ~~in the state treasurer's discretion~~ AS DIRECTED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD, may invest and reinvest moneys accrued or accruing to the public school fund in the types of deposits and investments authorized in sections 24-36-109, 24-36-112, and 24-36-113, C.R.S., and bonds issued by school districts. THE MONEYS MAY ALSO BE INVESTED IN STOCKS AND OTHER FINANCIAL ASSETS AS SPECIFIED IN THE PUBLIC SCHOOL FUND INVESTMENT BOARD INVESTMENT POLICY ESTABLISHED AS REQUIRED IN SECTION 22-41-102.5 (4) (b); EXCEPT THAT:

(a) NO INVESTMENT OF THE FUND IN STOCK OF ANY SINGLE CORPORATION MAY BE OF AN AMOUNT THAT EXCEEDS TEN PERCENT OF THE THEN BOOK VALUE OF THE FUND; AND

(b) THE FUND MAY NOT ACQUIRE MORE THAN TEN PERCENT OF THE OUTSTANDING STOCK OR BONDS OF ANY SINGLE CORPORATION.

SECTION 5. In Colorado Revised Statutes, **amend** 22-41-105 as follows:

22-41-105. Income distinguished from principal. (1) Any amount paid as a premium for an interest-bearing obligation in excess of the amount realized upon disposition of said obligation ~~shall~~ MUST be recovered as a return of principal out of interest thereafter derived from the public school fund. Such recovery ~~shall~~ MUST be made and recorded on a systematic basis applied consistently from year to year.

(2) INTEREST AND INCOME THAT IS NOT DISTRIBUTED AS SPECIFIED IN SECTION 22-41-102 (3) ON JUNE 30 OF ANY FISCAL YEAR BECOMES PART OF THE PRINCIPAL OF THE PUBLIC SCHOOL FUND.

SECTION 6. In Colorado Revised Statutes, **amend** 22-41-107 as follows:

22-41-107. Reports. (1) ~~The state treasurer shall furnish a quarterly report to the state board of land commissioners showing the investment transactions effected and the amount of investment income collected during the preceding three-month period.~~

(2) ~~Repeated~~ THE PUBLIC SCHOOL FUND INVESTMENT BOARD SHALL SUBMIT FINANCIAL STATEMENTS ON NOVEMBER 1 OF EACH FISCAL YEAR TO THE STATE TREASURER, THE STATE BOARD OF LAND COMMISSIONERS, THE OFFICE OF STATE PLANNING AND BUDGETING, THE JOINT BUDGET COMMITTEE, AND THE EDUCATION AND FINANCE COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR SUCH SUCCESSOR COMMITTEES.

SECTION 7. 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."

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State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB16-160** be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB16-163** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1136** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1275** be postponed indefinitely.

SENATE SERVICES REPORT

- Correctly Printed:** SB16-174 and 175.
- Correctly Engrossed:** SB16-157.
- Correctly Revised:** HB16-1169, 1187, 1231, 1269, and 1297.
- Correctly Rerevised:** HB16-1073, 1093, 1104, 1182, 1188, 1190, 1230, and 1270.
- Correctly Enrolled:** SJR16-023 and 024.

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:

HB16-1187 by Representative(s) Kraft-Tharp; also Senator(s) Holbert--Concerning a sales and use tax exemption for meals provided in certain retirement communities.

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

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.

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, Carroll, Donovan, Garcia, Guzman, Heath, Hodge, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Todd, Ulibarri, and Woods.

HB16-1169 by Representative(s) Coram; also Senator(s) Roberts--Concerning the appointment of representatives of the Southern Ute and Ute Mountain Ute tribes as voting members of the statewide transportation advisory committee.

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

YES	32	NO	3	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	N	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	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, Cadman, Carroll, Crowder, Garcia, Guzman, Heath, Hill, Jones, Kefalas, Kerr, Merrifield, Newell, 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:

SB16-157 by Senator(s) Cooke and Sonnenberg; also Representative(s) Dore--Concerning management of the process of responding to the federal environmental protection agency's rules for the regulation of carbon dioxide emissions from electric generating units in a manner that maximizes Colorado's ability to control its affairs.

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, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, and Woods.

HB16-1297 by Representative(s) Court, Wilson, Landgraf, Priola, Van Winkle, Williams, Duran, Foote, Arndt, Becker J., Conti, Fields, Garnett, Hamner, Hullinghorst, Kagan, Pabon, Primavera, Roupe; also Senator(s) Martinez Humenik--Concerning the immediate reestablishment of the voluntary contributions excluded from the 2015 Colorado income tax return form for not receiving the requisite minimum dollar amount of contributions by the statutory deadline, and, in connection therewith, expanding the number of voluntary contributions that may appear on the income tax return form and lowering the minimum amount of donations that must be received by every fund appearing on the form.

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	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	N	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	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	N	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, Heath, Johnston, Kerr, Newell, Roberts, and Todd.

HB16-1231 by Representative(s) Lebsock; also Senator(s) Carroll--Concerning the limited use of automated vehicle identification systems designed to detect disobedience to a traffic signal.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	Y	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, Guzman, Hill, Jahn, Lambert, Lundberg, Scheffel, Scott, Sonnenberg, Tate, and Woods.

CONSIDERATION OF RESOLUTIONS

SJR16-020 by Senator(s) Crowder; also Representative(s) Vigil--Concerning the spread of noxious weeds on federal land.

On motion of Senator Crowder, 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Garcia, 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, Ulibarri, and Woods.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-110 by Senator(s) Woods, Marble, Tate, Holbert, Cooke, Martinez Humenik, Neville T., Lundberg; also Representative(s) Lundeen, Nordberg, Ransom, Dore, Becker J., Rankin, Willett--Concerning protecting the privacy of child victims when releasing criminal justice records.

Senator Woods moved that the Senate concur in House amendments to SB16-110, as printed in House journal, March 24, page(s) 566. 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: Kerr.

SB16-122 by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

Senator Baumgardner moved that the Senate concur in House amendments to SB16-122, as printed in House journal, March 24, page(s) 566. 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	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	Y	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	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, as amended, was **repassed**.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Crowder, Chair, Lundberg, and Kefalas as Senate conferees on the first conference committee on **HB16-1165**.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Heath will be added as Senate joint prime sponsor with Senator Scheffel and Representative Williams on SB16-067.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-137, HB16-1258, and HB16-1259 were made Special Orders at 9:53 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 9:53 a.m. having arrived, Senator Sonnenberg 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 Sonnenberg 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:

SB16-137 by Senator(s) Johnston and Sonnenberg; --Concerning a clarification of the authority of the parks and wildlife commission to enter into an agreement with a private landowner.
Ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1258 by Representative(s) Melton, Salazar; also Senator(s) Lundberg--Concerning the posting by court clerks of process when a respondent is served by publication.
Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 522, and placed in members' bill files.)
As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1259 by Representative(s) Mitsch Bush and Wilson, Hamner, Rankin; also Senator(s) Cooke and Donovan--Concerning local district junior colleges, and, in connection therewith, changing the term local district junior college to local district college.
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 Sonnenberg, 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: SB16-137, HB16-1258 as amended, HB16-1259.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1173, HB16-1316, HB16-1183, HB16-1255, HB16-1100, and HB16-1198 were made Special Orders at 10:04 a.m.

Committee of the Whole

The hour of 10:04 a.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg was called to act as Chair.

SPECIAL 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:

HB16-1173 by Representative(s) Mitsch Bush, Arndt, Brown, Danielson, Ginal, Lebsock; also Senator(s) Scott--Concerning the continuation of the regulation of vessels by the department of natural resources.

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

HB16-1316 by Representative(s) Rosenthal; also Senator(s) Cooke--Concerning the procedures for changing venue for proceedings relating to a child placed in the legal custody of a county department of social or human services.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 520, and placed in members' bill files.)

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

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.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 522, and placed in members' bill files.)

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

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HB16-1100 by Representative(s) Pettersen and Esgar; also Senator(s) Cooke--Concerning the ability of unaccompanied homeless youth to determine domicile for purposes of in-state tuition status at institutions of higher education.

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

HB16-1198 by Representative(s) Pabon and Wilson, Arndt; also Senator(s) Tate and Kerr--Concerning computer science courses fulfilling certain graduation requirements.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, March 28, page(s) 523, and placed in members' bill files.)

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

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.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, March 28, page(s) 521-522, and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated March 24, 2016, page 2, after line 2 insert:

"(b) IF, DURING A PARTICIPANT'S, PERSON'S, OR FAMILY'S TWELVE-MONTH ELIGIBILITY PERIOD, THE PARTICIPANT'S, PERSON'S, OR FAMILY'S INCOME RISES TO THE LEVEL SET BY THE COUNTY AT WHICH THE COUNTY MAY DENY SUCH PARTICIPANT, PERSON, OR FAMILY CHILD CARE ASSISTANCE, THE COUNTY SHALL CONTINUE PROVIDING THE CURRENT CCCAP SUBSIDY UNTIL THAT PARTICIPANT'S, PERSON'S, OR FAMILY'S NEXT TWELVE-MONTH REDETERMINATION."

Reletter succeeding paragraphs accordingly.

Page 2, line 6, strike "BUT" and substitute "OR IF".

Page 2, line 7, strike "REMAINS BELOW" and substitute "RISES ABOVE".

Page 2, line 12, strike "(d)" and substitute "(e)".

Page 2, line 15, strike "PARAGRAPH (b) OF".

Page 2, strike line 11 and substitute "CCCAP, BUT MAY BE PROVIDED TRANSITION CCCAP BENEFITS PURSUANT TO THE PROVISIONS OF PARAGRAPHS (d) AND (e) OF THIS SUBSECTION (2)".

Amendment No. 3(L.003), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated March 24, 2016, page 2, after line 36 insert:

"SECTION 2. In Colorado Revised Statutes, 26-2-804, **amend** (3) as follows:

26-2-804. Funding - allocation - maintenance of effort.

(3) The moneys in a county block grant allocated to a county pursuant to subsection (1) of this section may only be used ~~for the provision of child care services under rules promulgated by the state board pursuant to this part 8~~ AS FOLLOWS:

(a) FOR THE PROVISION OF CHILD CARE SERVICES UNDER RULES PROMULGATED BY THE STATE BOARD PURSUANT TO THIS PART 8; AND

(b) FOR ACTIVITIES TO IMPROVE THE QUALITY OF CHILD CARE, AS DESCRIBED BY THE FEDERAL "CHILD CARE AND DEVELOPMENT BLOCK GRANT ACT OF 2014", PUB.L. 113-186."

Renumber succeeding section accordingly.

As amended, 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 Sonnenberg, 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: HB16-1173, HB16-1316 as amended, HB16-1255 as amended, HB16-1100, HB16-1198 as amended, HB16-1183 as amended.

MESSAGE FROM THE HOUSE

March 29, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1156, 1327.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1294, amended as printed in House Journal, March 28.
 HB16-1109, amended as printed in House Journal, March 28.
 HB16-1317, amended as printed in House Journal, March 28.
 HB16-1308, amended as printed in House Journal, March 28.
 HB16-1326, amended as printed in House Journal, March 28.

The House has passed on Third Reading and returns herewith SB16-013.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-126, amended as printed in House Journal, March 28.

MESSAGE FROM THE REVISOR OF STATUTES

March 29, 2016

We herewith transmit:

Without comment, HB16-1156 and 1327.
Without comment, as amended, HB16-1109, 1294, 1308, 1317, and 1326.
Without comment, as amended, SB16-126.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education

After consideration on the merits, the Committee recommends that **SB16-005** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 24 and substitute:

"SECTION 1. In Colorado Revised Statutes, 22-7-1006.3, add (1) (f) as follows:

22-7-1006.3. State assessments - administration - rules.
(1) (f) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (1) TO THE CONTRARY, A LOCAL EDUCATION PROVIDER MAY EXEMPT THE STUDENTS IT ENROLLS IN NINTH GRADE FROM TAKING THE STATE ASSESSMENTS IN ENGLISH LANGUAGE ARTS, MATHEMATICS, SCIENCE, AND SOCIAL STUDIES. A LOCAL EDUCATION PROVIDER THAT EXEMPTS ITS NINTH-GRADE STUDENTS FROM THE STATE ASSESSMENTS SHALL NOTIFY THE DEPARTMENT OF EDUCATION THAT THE DEPARTMENT IS PROHIBITED FROM ADMINISTERING THE STATE ASSESSMENTS TO THE STUDENTS THAT THE LOCAL EDUCATION PROVIDER ENROLLS IN NINTH GRADE.

SECTION 2. In Colorado Revised Statutes, 22-63-201, add (2) (c) as follows:

22-63-201. Employment - license required - exception.
(2) (c) A RURAL SCHOOL DISTRICT THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) MAY CONTRACT WITH A PERSON FOR EMPLOYMENT AS A TEACHER REGARDLESS OF WHETHER THE PERSON HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE OR AUTHORIZATION ISSUED PURSUANT TO THE PROVISIONS OF ARTICLE 60.5 OF THIS TITLE.

SECTION 3. In Colorado Revised Statutes, add 22-63-203.7 as follows:

22-63-203.7. Nonprobationary status prohibited.
NOTWITHSTANDING ANY PROVISION OF SECTION 22-9-106, 22-63-202, OR 22-63-203 TO THE CONTRARY, A TEACHER WHO IS EMPLOYED BY A LOCAL EDUCATION PROVIDER THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) SHALL NOT ATTAIN NONPROBATIONARY STATUS IF THE TEACHER HAS PROBATIONARY STATUS AS OF, OR LOSES NONPROBATIONARY STATUS AFTER, THE BEGINNING OF THE SCHOOL YEAR IN WHICH THE LOCAL EDUCATION PROVIDER BEGINS PROHIBITING ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS.

SECTION 4. In Colorado Revised Statutes, amend 22-63-402 as follows:

22-63-402. Services - disbursements. (1) ~~No~~ AN order or warrant for the disbursement of school district moneys shall NOT be drawn in favor of ~~any~~ A person for services as a teacher, except for

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services performed for a junior college district or in an adult education program, unless the person holds a valid teacher's license or authorization from the department of education. ~~Such~~ THE license or authorization ~~shall~~ MUST be duly registered in the administrative office of the school district ~~wherein~~ IN WHICH the services are to be rendered. A teacher ~~shall~~ MUST hold a valid license or authorization during all periods of employment by a school district. A person who performs services as a teacher without possessing a valid teacher's license or authorization ~~shall~~ ~~forfeit~~ FORFEITS all claim to compensation out of school district moneys for the time during which THE PERSON PERFORMS services ~~are performed~~ without the license or authorization.

(2) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, A RURAL SCHOOL DISTRICT, AS IDENTIFIED BY THE DEPARTMENT OF EDUCATION, THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) MAY EMPLOY AND PAY A PERSON AS A TEACHER, AND THE PERSON HAS A VALID CLAIM TO COMPENSATION FOR SERVICES RENDERED WHILE EMPLOYED AS A TEACHER, REGARDLESS OF WHETHER THE PERSON HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE OR AUTHORIZATION ISSUED PURSUANT TO THE PROVISIONS OF ARTICLE 60.5 OF THIS TITLE."

Page 3, strike lines 1 through 21.

Renumber succeeding sections accordingly.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-176** by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Sonnenberg; also Representative(s) Neville P., Everett, Humphrey, Joshi, Klingenschmitt, Leonard, Navarro, Ransom, Van Winkle--Concerning the governor's authority to restrict the distribution of firearms during a state of disaster emergency.
State, Veterans, & Military Affairs
- 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.
Agriculture, Natural Resources, & Energy
- HB16-1156** by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan--Concerning the prohibition of an action against an employee for sharing wage information.
State, Veterans, & Military Affairs
- HB16-1210** by Representative(s) Rosenthal, Esgar, Ginal, Moreno; also Senator(s) Steadman, Guzman, Ulibarri--Concerning a prohibition on conversion therapy by a licensed mental health provider.
State, Veterans, & Military Affairs
- HB16-1266** by Representative(s) Becker K.; also Senator(s) Cooke--Concerning the department of revenue's authority over marijuana that contains chemical contaminants, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

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- HB16-1294** by Representative(s) Lontine and Esgar, Arndt, Becker K., Buckner, Court, Danielson, Duran, Garnett, Ginal, Hamner, Hullinghorst, Lebsock, Mitsch Bush, Moreno, Pettersen, Primavera, Ryden, Salazar, Tyler, Williams, Winter, Young; also Senator(s) Guzman--
Concerning health care coverage for contraceptives for women.
State, Veterans, & Military Affairs
- HB16-1296** by Representative(s) Melton; also Senator(s) Tate--Concerning the unlicensed selling of automobiles.
State, Veterans, & Military Affairs
- HB16-1308** by Representative(s) Kagan, Priola, Klingenschmitt, Lontine, McCann, Melton, Salazar, Willett; also Senator(s) Newell, Todd--Concerning the offense of intentional misrepresentation of a service animal.
Judiciary
- HB16-1317** by Representative(s) Williams; also Senator(s) Holbert--Concerning clarifying the types of transactions that may be included in a motor vehicle service contract.
Business, Labor, & Technology
- HB16-1326** by Representative(s) Primavera and Willett, Hullinghorst; also Senator(s) Crowder, Kefalas--Concerning changes in the requirements for the coverage of health care benefits for physical rehabilitation services to allow for increased consumer access to services.
State, Veterans, & Military Affairs
- HB16-1327** by Representative(s) Ginal, McCann; also Senator(s) Grantham--Concerning the Colorado dental board's authority to promulgate rules implementing financial responsibility requirements for dental care providers.
Health & Human Services

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

March 22, 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
COAL MINE BOARD OF EXAMINERS**

for a term expiring July 1, 2017:

Michael Gregg McFarland of Dolores, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, and occasioned by the resignation of Alan Reed Bayles of Hotchkiss, Colorado, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/29/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-010, 012, 034, 088, 094, 127.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, March 30, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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