

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

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41st Legislative Day Monday, February 22, 2016

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- Prayer 11  
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 12
- Call to Order 13  
By the President at 10:00 a.m. 14
- Pledge 15  
By Senator Merrifield. 16
- Roll Call 17  
Present--34 18  
Excused--1, Ulibarri. 19
- Quorum 20  
The President announced a quorum present. 21
- Reading of Journal 22  
On motion of Senator Woods, reading of the Journal of Friday, February 19, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary. 23

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**SENATE SERVICES REPORT**

**Correctly Engrossed:** SB16-070, 079, and 088; SJR16-008, 009, and SJM16-001. 31  
**Correctly Reengrossed:** SB16-121. 32  
**Correctly Revised:** HB16-1053 and 1069. 33  
**Correctly Rerevised:** HB16-1237, 1238, 1239, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, 1252, 1253, and 1254. 34

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**THIRD READING OF BILLS -- FINAL PASSAGE --  
 CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent: 43

**HB16-1053** by Representative(s) Kraft-Tharp; also Senator(s) Hill--Concerning the regulation of retail hydrogen fuel systems for vehicles. 46

The question being "Shall the bill pass?", the roll call was taken with the following result: 49

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**. 64

Co-sponsor(s) added: Crowder and Todd. 66

**HB16-1069** by Representative(s) Rankin and Moreno; also Senator(s) Grantham--Concerning the ability of a city's governing body to determine the length of terms for its housing authority commissioners.

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: Crowder, Kefalas, Martinez Humenik, and Steadman.

**THIRD READING OF BILLS -- FINAL PASSAGE**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB16-1240** by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of health care policy and financing.

Laid over until Tuesday, Febraury 23, retaining its place on the calendar.

**SB16-079** by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	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	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, Donovan, Guzman, Heath, Hill, Hodge, Johnston, Jones, Kefalas, Newell, and Steadman.

**SB16-088** by Senator(s) Steadman; also Representative(s) Willett--Concerning the "Revised Uniform Fiduciary Access to Digital Assets Act".

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: Johnston and Newell.

**SB16-070** by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation.

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

Third Reading Amendment No. 1(L.013), by Senator Neville.

Amend engrossed bill, page 3, strike lines 9 through 18.

Renumber succeeding C.R.S. sections accordingly.

The amendment was **passed** on the following roll call vote:

YES	18	NO	16	EXCUSED	1	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	E
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

YES	18	NO	16	EXCUSED	1	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	E
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, as amended, was **passed**.

Co-sponsor(s) added: Baumgardner, Lambert, Roberts, Scott, and Sonnenberg.

Committee of the Whole On motion of Senator Woods, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Woods 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**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.

Amendment No. 1, Judiciary Committee Amendment.  
(Printed in Senate Journal, February 18, page(s) 215, and placed in members' bill files.)

As amended, ordered engrossed 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 Woods, 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: SB16-110 as amended.

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

**SB16-048** by Senator(s) Marble, Cooke, Ulibarri; also Representative(s) Saine and Salazar-- Concerning requiring federal regulatory agencies to provide notice before using special units to conduct operations within the state.

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

**SB16-017** by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds.

(Amended in general orders as printed in Senate journal, February 18, page(s) 225.)

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

**SB16-034** by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.

(Amended in general orders as printed in Senate journal, February 18, page(s) 224.)

As amended, laid over until Tuesday, February 23, retaining its place on the calendar.

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

On motion of Senator Woods, 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: SB16-048, SB16-017 as amended.  
Laid over until Tuesday, February 23: SB16-034 as amended.

**CONSIDERATION OF MEMORIALS**

**SJM16-004** by Senator(s) Martinez Humenik, Todd, Tate, Newell; also Representative(s) Primavera, Lebsock--Concerning the reauthorization of the federal "Older Americans Act of 1965".

On motion of Senator Martinez Humenik, the memorial was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	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		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Garcia, Grantham, Hodge, Holbert, Jahn, Jones, Kefalas, Kerr, Merrifield, Roberts, Scheffel, Steadman, and Woods.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, February 23, 2016.

Approved:

Bill L. Cadman  
President of the Senate

Attest:

Effie Ameen  
Secretary of the Senate

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