

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

1st Legislative DayWednesday, January 10, 2018

Prayer	By the chaplain, Pastor David Almanzar, Cañon Community Baptist Church, Cañon City.
Presentation of Colors	Mile High Honor Guard - Technical Sergeant Scott Chambers, 140th Medical Group; Technical Sergeant Diana Westfall, 140th Force Support Squadron; Airman First Class Jeffrey Harris, 460th Contracting Squadron; and Airman First Class Jordan Kuwada, 566 Intelligence Squadron.
Pledge of Allegiance	By Douglas County Sheriff's Deputy Victor J. Holbert.
Musical Presentation	By Laura, Kayla, Aria, and Alyssa Saunders of Arvada, performing "The Star-Spangled Banner".
Call to Order	The hour of 10:00 a.m. having arrived, the Second Regular Session of the Senate of the Seventy-First General Assembly of the State of Colorado, pursuant to law, was called to order by Senator Kevin J. Grantham, President of the Senate of the Seventy-First General Assembly of the State of Colorado.
Roll Call	Present--35
Quorum	The President announced a quorum present.
Election of Secretary	On motion of Majority Leader Holbert, Effie Ameen was nominated to serve as Secretary of the Senate during the Second Regular Session of the Seventy-First General Assembly. The motion was adopted by a unanimous vote.
Oath of Office	The President administered the oath of office to Effie Ameen, Secretary of the Senate.
Temporary Rules	On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the rules of the Senate of the First Regular Session of the Seventy-First General Assembly were made the temporary rules of the Second Regular Session of the Seventy-First General Assembly. A majority of all members elected to the Senate having voted in the affirmative, the motion was declared adopted . On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the President appointed Senators Gardner, Hill, and Garcia as members of the committee to notify the House of Representatives that the Senate was organized and ready for business. A majority of all members elected to the Senate having voted in the affirmative, the motion was declared adopted . On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the President appointed Senators Coram, Lundberg, and Kerr as members of the committee to notify the Governor that the Senate was organized and ready for business. A majority of all members elected to the Senate having voted in the affirmative, the motion was declared adopted .

Senate in recess.Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR18-001by Senator(s) Holbert, Grantham, Guzman; also Representative(s) Buckner, Esgar, Saine, McKean--Concerning the officers and employees of the Second Regular Session of the Seventy-first General Assembly.

On motion of Majority Leader Holbert, the resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsors added: Co-sponsor(s) added: Aguilar, Kefalas, and Williams A.

SR18-001by Senator(s) Holbert, Grantham, Guzman; --Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Seventy-first General Assembly.

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

COMMITTEE APPOINTMENTS

December 1, 2017

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator Andy Kerr replacing Senator John Kefalas to serve on the Business, Labor and Technology Committee effective December 1, 2017.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Sharon Eubanks, Director of OLLS
Susan Liddle

December 1, 2017

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator John Kefalas replacing Senator Irene Aguilar to serve on the Local Government Committee effective December 1, 2017.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Sharon Eubanks, Director of OLLS
Susan Liddle

January 5, 2018

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Senator Cheri Jahn has changed her party affiliation from Democrat to Independent and therefore making her ineligible to serve as the Democratic Senator on Legislative Audit Committee. I am therefore appointing Senator Nancy Todd to serve on the Legislative Audit Committee effective immediately.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Sharon Eubanks, Director of OLLS
Susan Liddle

January 5, 2018

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Due to Senator Jahn's decision to unaffiliate, under Senate Rule 21, I am making the following changes to committees effective Wednesday, January 10th, 2018.

The Senate Business, Labor and Technology Committee will be comprised of four Republican, two Democrat, and one Unaffiliated member.

The Senate Finance Committee will be comprised of three Republican, one Democrat, and one Unaffiliated member.

Senator Cheri Jahn will serve as the Unaffiliated member of the Senate Business, Labor and Technology committee, and the Senate Finance Committee.

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Thank you for your time and attention to these changes.

Respectfully yours,

(signed)

Chris Holbert

Senate Majority Leader

cc: Senator Cheri Jahn

The Honorable Kevin Grantham, Senate President

The Honorable Lucia Guzman, Senate Minority Leader

The Honorable Crisanta Duran, Speaker of the House of Representatives

The Honorable Patrick Neville, House Minority Leader

Effie Ameen, Secretary of the Senate

Marilyn Eddins, Clerk of the House

Sharon Eubanks, Director of OLLS

January 8, 2018

Mr. Mike Mauer

Director, Legislative Council

200 E. Colfax, Rm 029

Denver, CO 80203

Dear Mr. Mauer,

Please be advised that effective Wednesday, Jan 10th, I am appointing Senator Jim Smallwood to the Senate Finance Committee, replacing Senator Owen Hill. Senator Smallwood will serve as Vice Chairman of that committee.

Respectfully yours,

(signed)

Chris Holbert

Senate Majority Leader

cc: President Kevin Grantham

Minority Leader Lucia Guzman

Senator Jim Smallwood

Senator Owen Hill

Effie Ameen, Secretary of the Senate

Susan Liddle, Legislative Council Staff

January 9, 2018

Mr. Mike Mauer

Executive Director

Office of Legislative Council

200 E. Colfax Ave., Room 029

Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am removing Senator Daniel Kagan from the Finance Committee due to the realignment of the committee by the Majority Leader effective immediately.

Sincerely,

(signed)

Lucia Guzman

Senate Minority Leader

cc: The Honorable Kevin Grantham, Senate President

The Honorable Chris Holbert, Senate Majority Leader

The Honorable Crisanta Duran, Speaker of the House of Representatives

The Honorable Patrick Neville, House Minority Leader

Effie Ameen, Secretary of the Senate

Marilyn Eddins, Clerk of the House

Sharon Eubanks, Director of OLLS

Susan Liddle

APPOINTMENTS

Legislative Pursuant to Section 2-3-101, C.R.S., Minority Leader Guzman appointed Senator Todd as
Audit a member of the Legislative Audit Committee, replacing Senator Jahn.

Majority Leader Holbert moved that the appointment to the Legislative Audit Committee
be confirmed.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was declared **adopted**.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

January 10, 2018

Mr. President:

The House has adopted and transmits herewith HJR18-1001 as printed in House Journal,
Wednesday, January 10, 2018.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS (cont'd)

HJR18-1001 by Representative(s) Becker K., Duran, Neville P.; also Senator(s) Holbert, Grantham,
Guzman--Concerning a Joint Session of the House of Representatives and the Senate for
the purpose of hearing a message from His Excellency, Governor John Hickenlooper, and
appointing a committee to escort the Governor.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll
call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsors added: Co-sponsor(s) added: Kefalas.

The President appointed Senators Sonnenberg and Williams to serve on the committee to
escort the Governor to the State of the State Address.

On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the
Senate stood in recess to hear the opening day remarks of Senate President Kevin J.
Grantham and Minority Leader Lucia Guzman. The text of their remarks follow.

Senate in recess.

Remarks of President Grantham:

Colleagues, Family, Honored guests....

Today is a day full of pageantry, ceremony, pomp, and circumstance. Today is a day
where we accomplish some of the necessary procedures to get our business underway. But
most importantly, today is the day where we chart the course for Colorado in this 2nd
Regular Session of the 71st General Assembly.

But before we continue charting that course let's remember those who have graced us with their presence and blessed us with their talent to make this such a memorable day. Thank you to the Colorado National Guard Honor Guard, my pastor, David Almanzar, Deputy Victor Holbert, and The Saunders Family for that wonderful performance of our National Anthem. Will you join me in honoring each of them. Thank you all for being here today.

Today each of us also recognizes those near to us who make it possible for us to be here and to serve the people of Colorado. For my part, I would first like to recognize and thank the one who has let me share my life with her for 22 years come this Saturday, and going on 8 years while I have been here in the Senate...and never once changed the locks...yet...my wife, Caroline.

Welcome also to some of our returning friends and colleagues who are sharing this day with us. President Bill Cadman, Majority Leader Mark Scheffel, and Majority Leader Rollie Heath. Welcome Gentlemen! And thank you for your service to this institution and to this great State.

And to each of you who, like me, are experiencing your final opening day in this chamber. We can save all of the gushy comments for Sine Die, but Senator Guzman and Senator Aguilar, it is an honor to have begun my service with each of you and to finish with this year with you both! For the others, Senator Jahn, Senator Kerr, Senator Lundberg, and Senator Lambert, although you each had to endure serving time in that "other" chamber, I am glad you graduated to the upper chamber and I am eternally grateful that I had the opportunity to serve with each of you.

Let us also recognize those with us today and those who could not attend today who make it possible through their sacrifices for us to serve this state, our spouses, family, and significant others! Thank you!

And finally, would you also join me in recognizing our first responders, those who put themselves in harm's way for us, those who have given their lives in service, their families who grieve, and especially Deputy Zack Parrish and his family. Would you all join me and rise for a moment of silence as the Senate chimes ring in honor of his service, his life, and his memory.

Thank you all, and God Bless Deputy Parrish's wife, Gracie, and their two beautiful daughters.

Fellow Senators,

Most citizens of our nation view a darkened horizon ahead. Where divisiveness and partisanship have become the norm, and even your political party can be a label of shame, many find difficulty in seeing a brighter tomorrow for America and for Colorado.

The heart of our nation, civil discourse, is under continual attack. The feelings of community and neighborliness that once was the backbone of our communities is quickly becoming a distant memory, and our willingness to engage one another has diminished.

Today is a moment of deciding for our State. Shall we fall to the partisanship and constant suspension that is Washington D.C. politics, or shall we rise above and prove to the people of this great State that we are working for them, and not for our parties or our own egos?

Today, we decide what sort of legislative body we will be. Colorado has always been different. It's always been a special place, tucked behind the Rockies, untouched by the California smog or the New York corruption. Let's continue that tradition of being different. Let's work together to solve the issues that matter most to Coloradans, and let's cement a legacy together that will carry into future General Assemblies for generations to come.

Let us be the sun splitting that darkened horizon. Let us lead the way for better days to come. We are not bound to follow the path of Washington D.C., nor are we obligated to do so. We can work together to create a flourishing and prosperous Colorado that we can all be proud of.

In 2016 and 2017, despite having a split General Assembly, the majority of the bills that made it to the floor passed both houses, and with bipartisan support. When everyone said we couldn't accomplish construction defects reform -- we did it! When no one believed that we could pass a bill equalizing charter school funding -- we did it! We've done the tough work before - let us recommit ourselves to doing it again. Let us not fall to the temptation of blaming the other side for incomplete work. Our constituents are like our teachers, and as students, excuses can only go so far.

In speaking with many of you and listening to concerned constituents, there are six issues that stand out to me as being a top priority for 2018. Many of these issues aren't black and white. There isn't a Republican or Democrat way to fill a pothole, but I'd argue there is a Colorado way, and that's if we do it together.

Today, let us commit ourselves to maintaining and building the roads of Colorado. These roads, albeit not flashy, and often taken for granted, are Colorado's veins, allowing the lifeblood of our State, our people, and the economy they support, to travel efficiently and affordably.

Between 1991 and 2015, the number of drivers on our roads increased from 3.3 million to 5.4 million, and projections estimate 7.8 million by 2040. Unfortunately, our investment in this vital infrastructure has fallen from \$125.70 per person to just \$68.94 per person.

This reduction has left many of our roads and highways in disrepair, or woefully inadequate for their volume, and for years we've failed to produce meaningful solutions. This issue is one that greatly affects our lower and middle class residents, as potholes and other road defects that can damage vehicles creates the greatest issue for those that are already having trouble making ends meet.

And let us not forget those who rely on the roads beyond simple a daily commute. The Colorado Motor Carriers Association estimated that nearly 100,000 jobs stem from the trucking industry in Colorado as of 2016. 79% of Colorado communities rely exclusively on trucking to move their goods, and 89% of total manufacturing tonnage is transported via truck. Colorado's roads are their offices. If the flooring was falling apart in your office, wouldn't you fix it?

I applaud the Governor for moving in the right direction with his budget proposal, putting an additional \$148 million into our roads. While I personally believe that number should be higher, the fact remains that we are moving in the right direction.

Let's invest in something meaningful, our roads, and benefits will stem from every corner of Colorado, in every neighborhood, and possibly in every household.

To this end, today Senators Cooke and Baumgardner will sponsor Senate Bill 1. This legislation will commit a portion of the forecasted revenue surplus year over year to the tune of approximately \$300 million and will refer a measure to the voters of Colorado this November asking their permission to issue bonds on this commitment so that we can finally expand the I-25 gap from Monument to Castle Rock, so that we can finally expand I-25 North, and so that we can finally expand the I-70 West Mountain corridor. With this measure we will be able to finally start on the Tier 1 portion of the massive backlog in CDOT's project list.

Today, let us commit to PERA reform that provides our state employees with the benefits they were promised, and deserve, while ensuring that future generations don't have to foot the bill. This is not a new issue, nor should it be a surprise to any member of this chamber that it's a top priority.

Current and future workers in the public sector have their own hopes and dreams for their careers and their retirement. Retirement security is a big part of those plans.

Protecting only today's retirees is insufficient; we must have our public pension system on sound financial footing so that today's and future employees can also be paid when they retire.

We also must come to terms with the fact that the workforce is changing, and that the solutions of the past may not be what is preferred by some of today's workers.

All public sector employees should have the same opportunities and choice in retirement planning that the State of Colorado employees enjoy; denying that choice is fundamentally not fair.

The magnitude of the problem is larger than many believe - very possibly PERA is underfunded in excess of \$55 Billion. This is large enough to affect the credit rating of the State and public institutions - and raise bonding costs for all important public construction projects. This unfunded liability is a debt in excess of \$10,000 per man, woman, and child in Colorado. The fact that we don't exactly know how much trouble we're in also shows the need for more transparency in PERA's finances. It will only serve to bolster confidence and give better understanding of the challenges we now face.

Some say that we can put off reform for another year. Doing so will merely increase the debt we are facing by millions of more dollars - and put more financial strain on the pension system.

Several proposals call for additional involvement by taxpayers - beyond the significant payments being made today for debt service. It is only fair then to ask for in return structural changes to PERA that start to deal with long term risk. We have to stop digging the hole at the same time that we are trying to fill it.

If Option A is to do nothing, Option B is to apply a bandaid, and Option C is to do the hard work, I say we pick Option C.

I won't be here ten, twenty, or thirty years from now, and neither will any of you. I surely don't want to hear the Senators that fill our seats saying what a shame it is that the 71st General Assembly couldn't solve this issue back in 2018. I don't want future generations trying to tackle a \$100 billion dollar unfunded liability when we could have solved it now.

The choice rests with each of us. If we all, together, commit to solving the PERA question this year, then it isn't a matter of what we're going to get done this session, it's simply a matter of how we're going to get it done. And through the leadership of Senator Tate and others we have an opportunity to accomplish this! An opportunity that we cannot simply let pass by.

Today, let us commit to finding solutions to bring broadband to our rural communities across Colorado. We have an opportunity to advance the education, economic growth, and healthcare systems of Colorado by ensuring that every corner of our State is effectively connected to the internet.

Whether it's the 5th grader in Dove Creek trying to get his homework done or the business owner in Creede wanting to sell his goods online, or a hospital in Hugo researching life-saving solutions for their patient, there are few opportunities that can bring so much benefit to so many Coloradans.

We have a duty to ensure that internet service providers can provide fast internet connections to every household in Colorado. Where our State has neglected to invest previously, we must prioritize, and where our State Government has gotten in the way, we need to reign it in. In fact, as I stand here right now there are potential decisions being made right across the street that could use existing grant dollars to overbuild existing infrastructure. Any legislation that we propose must protect existing providers from government subsidized competition. Any funds that we create here should be used to improve truly unserved areas of the state.

The internet has brought more people together, allowed more economic mobility, and advanced research and technology unlike anything mankind has ever seen before. A true child of the free market, it belongs to no one man or any government, it belongs to the people. It has been around for decades now, and it's time to make sure every Coloradan has access to it.

Senators Coram and Sonnenberg will be leading the effort this year to finally bring a solution to funding and access to rural broadband.

Today, let us commit to reforming our Energy Office and implementing energy policies that embraces all forms of energy for our residents.

Personally, I don't care if it's oil, natural gas, wind, solar, coal, nuclear, hydro, or if they find some way to harness the power of the hot air rising from the Capitol Dome, I am for a diverse energy portfolio in the State of Colorado, and we should all be for that.

As new energy forms emerge, we must also not forget the traditional forms of energy, like oil and gas, that employ approximately 100,000 of our residents and bring around \$30 billion in economic activity each and every year. Government shouldn't be in the business of picking winners and losers. Instead, let's open the markets and encourage energy development in all sectors that keeps and brings jobs to Colorado while lowering heating bills to consumers in each and every one of our districts.

I'd like to thank Senator Scott for taking the lead on this issue with a bill that will modernize, repurpose, and redefine the mission of the energy office, focusing on an all-of-the-above energy policy for Colorado.

Last year, Republicans and Democrats in this chamber pushed a bipartisan effort to fund our hospitals, education, and transportation. As part of that legislation was a request for a 2% reduction in spending for every department except for education and transportation.

As we all know, this request was not honored. That is why Senator Sonnenberg will be proposing a reduction in Colorado's income tax rate, proportionate with that 2%. If this government can't live up to its guarantees, than we are better giving the money back to Colorado taxpayers.

A health crisis that has been brewing for years in the United States has unfortunately not ignored our own State. Morphine, hydrocodone, oxycodone, Percocet, Vicodin, cocaine. I'm speaking of opioid abuse. It has claimed the lives of far too many individuals who simply sought pain relief from injuries and medical procedures, and to those it hasn't killed, it has left homeless, unemployed, divorced, and alone. It has personally affected far too many of our families and communities, tearing them apart at the seams, and 2018 will be the year we address it head on.

That's why I am proud to see a package of legislation coming forward this session to help tackle this crisis, and I would like to recognize the Opioid Abuse Study Committee for their great work in the interim on this important issue, in particular, Senators Jahn, Lambert, Moreno, Priola, and Tate. Let us lead the way and tackle what could be the greatest health crisis our nation has faced thus far in the 21st century.

Finally, let us commit to creating a welcoming and respectful workplace environment here in the Capitol building. Many pundits, commentators, lobbyists, and legislators have made their opinions known, and I don't think anybody here is of the belief that the status quo is working, or that action shouldn't be taken. That's why I'm proud to work alongside the leadership in both houses to take steps to ensure that our Capitol remains a safe, welcoming and respectful work environment for all doing business here.

Today, let us commit ourselves to trying our best. That's all we can do. Let us respect one another, not by the R or D next to our names, but by the fact that we're all Coloradans, we're all Americans, and we're all humans. I have no doubt that every single individual serving in this body is passionate about making Colorado a better place to live, a better place to work, a better place to raise a family, a better place to settle down. That is where we can find our common ground.

I look forward to the journey we will share over these 120 days. And when we look back on "Today", we can say "Today, we committed ourselves to a brighter future and a better Colorado. Together".

Thank you all, God bless each of you through this session and God Bless the great State of Colorado.

Remarks of Minority Leader Guzman:

Mr. President
Mr. President Pro Tem
Mr. Majority Leader
Mr. Assistant Minority Leader

Colleagues
Family and friends

I have been honored to serve as the Democratic Leader of the Senate for these years, and my first desire today is to honor and thank those Senators whose last session of service begins today:

Senator Cheri Jahn
Senator Andy Kerr
Senator Irene Aguilar
Senator and President Grantham
Senator Lundberg
Senator Lambert

The graduating class of 2018 has made significant contributions to the State of Colorado and served their constituents with honor and respect.

Please join me in applauding their service.

We know that those of us entering our last legislative session are not yet finished with our work. Each of us joins all of you in making this session of the 71st general assembly one of historic progress for the people of Colorado.

Today, I'm honored to welcome and recognize some special guests.

Every year, each of our 35 Senate Districts selects one student to serve as a member of the Colorado Youth Advisory Council (COYAC). These students play a vital role in advancing the values of civic engagement in our next generation of leaders.

I'm honored to introduce the exceptional young woman chosen to represent my own Senate District in Northwest Denver County: Winta Goyne.

Winta's family came to our country as refugees from Eritrea. A journey that began in a refugee camp at the age of 2 brought her to this moment and her new home in Denver. Now, she's an outstanding 10th grade student at North High School. Both of her parents are hardworking, proud residents who hope to become full citizens of the United States.

I'd also like to welcome our friends from the Bureau of Land Management and the Great Escape Mustang Sanctuary.

From the BLM are Jayson Barangan and John Beck. From the Great Escape Mustang Sanctuary are Michelle Sander, Executive Director and Stephanie Lindsay, Lead Trainer as well as Michelle's two children, Carson and Preston, and three members of the GEMS Board.

Through the efforts of dedicated professionals and volunteers alike, they've made great progress in balancing protecting the wild horse population and the management of our cherished public lands. This cooperative spirit in service of preserving Colorado's unique natural beauty and ecosystems is a wonderful example of what makes our home state so special.

President Theodore Roosevelt once said that "what makes a hero is the romantic notion that they stand above the tawdry give and take of everyday politics, where division gives way to unity, and where the nation regains its lost innocence, and the people share a sense of purpose."

I believe that elected officials must strive to live up to these ideals each and every day. Last year's legislative session has been called one of the best in decades thanks to our collective will to reach across the aisle. When we allow divisions to give way to unity, we pass major bills that improve the lives of the people we're bound to serve.

This spirit of collaboration and unity shows us a better way forward. A way to cross the bridges that divide rural and urban, rich and poor. A way to truly commit to our shared purpose of guaranteeing that a good life is available to all Coloradans. And we must commit to that vision, now more than ever.

Over the past several decades, Colorado families have been hit hard by a brutal economic reality: everything keeps getting more expensive, but people barely make enough money to keep up.

Rent, housing, childcare, healthcare. The cost of living marches to new heights every year, but paychecks stay the same.

Hundreds of thousands of Coloradans work full-time jobs that pay less than what it takes to keep a family of four out of poverty.

Despite having one of the strongest economies in the country, Colorado spends roughly \$2,000 less per K-12 public school student than the national average--lagging behind 37 other states.

The obscene cost of healthcare continues to drive families into debilitating debt when a loved one gets sick or injured--even if they have insurance.

These are just a small sample of the challenges we must face together. The question remains whether or not we can summon the collective courage to put partisanship aside and advance an agenda that improves the lives of the working and middle class.

In years past, we've seen far too many bipartisan bills die along party-line votes in Republican-controlled Senate Committees.

A bipartisan affordable housing bill offering relief from obscenely high housing costs in urban and rural Colorado alike--killed.

A badly-needed transportation bill, which saw collaboration from both parties - died in committee.

Effort after effort to finally expand high-speed broadband Internet to our rural and mountain communities--blocked. 1
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Today, I invite us to look past conventional partisan labels, Democrat, Republican, and Independent, and work to advance a policy agenda that truly serves the working class: 4
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Let's work together to make healthcare available for all. 7
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• Let's create a public option that gives every resident of our state the choice to get affordable care through Health First Colorado. 9
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• Let's legally brand pharmaceutical price gouging as what it is--a deceptive trade practice--and create real consequences for companies that maximize their profits at the expense of access to life saving drugs. 12
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• Let's continue our bipartisan work to confront the opioid crisis by expanding access treatment and addiction counseling, stopping the over-prescription of dangerously addictive pain medications, and fight to keep the cost of behavioral health services as low as possible. 16
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Let's work together to join nearly every other nation on earth in providing paid leave for the people of Colorado. Let's stop forcing parents to choose between being present for some of the most precious moments in their children's lives and putting food on the table. 21
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Let's stop forcing workers from going to work with the flu because they have no other option. 24
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As state employees, elected officials like us have the opportunity to earn paid time off. How can we continue to deny the people of Colorado the same opportunity? 27
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Let's work together to ensure the long-term health of PERA, our state retirement program that currently serves 500,000 Coloradans. Let's make sure that we create a long-term, automatically adjusting solution that keeps pace with cost of living and provides peace of mind for our retirees. 30
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Let's make sure every Coloradoan has access to high-speed broadband internet--an absolute necessity for modern life and business. 35
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• Far too many rural and mountain communities across Colorado remain isolated from the growing opportunities offered by broadband services. 38
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• Many students in schools across Colorado are falling behind because of the lack of access to reliable Internet. 41
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• Doctors and nurses and physician assistants cannot serve people who live far from their offices through telemedicine without high-speed internet. 44
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• Ranchers, farmers, and exciting startup programs throughout rural Colorado remain at a disadvantage. 47
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• This year, there is a bipartisan bill to usher in a major expansion of broadband Internet access. Our colleagues are ready, the people are ready. Internet service providers must get with the program this year. Let's make it happen. 50
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On these and so many other issues, we have an opportunity to create a Colorado where the building blocks of a good life are available to everyone, not just a privileged few. 54
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A better world is possible--for all. 57
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We've seen what happens when we set Coloradans up to succeed. We see it in the entrepreneurial spirit that drives our states' businesses. In Colorado's craft beer industry. In specialized outdoor companies like Osprey in Cortez, or Melanzana in Leadville. 59
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We see in women like April Archer, a true entrepreneur who's with us here today. April owns Sarabella Fishing, a company launched in 2014 out of frustration with the lack of fishing equipment tailored to women. Today, April's company produces fishing rods with a variety of weights and grips so that women across the country can enjoy one of her favorite pastimes with their families just as she does with hers. 63
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We envision a world where these success stories are not the exception, but the rule. 69
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Finally, I cannot in good conscience let today pass without speaking to this unique moment in political history. In order to be genuine advocates for the working class, we 71
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must be honest about the root causes of one of the most urgent problems plaguing our society: the ever-widening gulf between the ultra-wealthy and the rest of us.

The truth is that the economic struggles of the middle and working class are not the inevitable outcome of economic forces beyond our control. They are a direct result of a broken system where money buys access and influence for powerful interests at the expense of everybody else.

A political system corrupted by money is at the core of almost every major issue we face.

Elected officials who fail to acknowledge this reality are part of the problem. If we want to solve it, we can start by giving a stronger voice back to the people we serve.

While we can't control what happens at the federal level, we can continue to protect state-level politics here in Colorado from the same fate.

Anti-corruption reform will be at the heart of our agenda in 2018 because we must do everything in our power to build a political system that truly works for the people.

This legislative session, we are introducing a bill that will cap the flow of unlimited money into county and school board elections. And we will fight to require transparency from the moneyed interests pouring millions of dollars into our elections.

To borrow one more quote from Theodore Roosevelt: "If we condone political theft, our civilization itself cannot endure."

We will never stop fighting to protect our political system from corruption. A government that truly represents the people--the very foundation of a free society--cannot exist any other way.

Let me tell you about the vision of a political leader--who is a hero of mine--and day by day becoming the hero of his constituent. He is following through on the challenge of rebuilding a dying community, one of many across Colorado whose community is changed because of the end of long-time business investments. Through his hope, hard work, building community and relationships across the isle, the good senator from Montrose is guiding one of his communities towards a business shift.

He has dared to move the promise of hemp production and has plans for developing the business, which include bringing jobs, training, and a new life to an area long lost--hemp, a new agricultural product in places where old ways have gone by. The vision of a political leader, the hope of a community the promise of jobs for the district, for that, I have taken the personal move towards establishing the hemp award. And this award goes to the great senator from Senate District 6. A true hero who has dared greatly, taken risks, and made sacrifices.

When we were kids, we had no toys to speak of. But we did have a tree to climb. The tree was a chinaberry tree. It had small, but hard green berries. We each choose a limb of the tree that we called our own. We took our pocket knife and carved our name in the limb to secure our very own property right.

We would take some old thin limbs from the tree and some old inner tube rubber and make ourselves some slingshots. While we were above the yard, we would shoot at my daddy's chickens. Some didn't survive. And we had to let our dad believe that, for some odd reason, some of his chickens had heart problems and died on the spot from a heart attack. We loved climbing that tree. My brother climbed almost to the top. As high as he could go without losing his balance. I chose the limb closer to the trunk of the tree. It was a strong limb, and I could sit comfortably for a long time. My brother tried his best to coax me up to his highest limb. He would say, "I can see in Charles Black's back yard. I can see the train coming", and he would say, "come on up and you can see".

His limb was high enough to see above the leaves, and he no doubt had a clear view of things I could not see. But to this day, I don't know if he was really seeing what he said he saw or if he was making it up just to get me to climb where i did not want to climb. We would even climb the tree at night, and he said, "I can see the stars, come on up". Or "I can see the Milky Way from here". I always loved the stars, and I wanted so much to believe him. I wanted to experience what I could not see. To believe in the unknown.

One day, when no one else was around. I climbed to my limb, and on up, up to as far as I could go. I secured myself on the spindly limb, looked around, above the tree leaves. And I did not see the train coming down the track, nor could I see in the backyard of Charles Black's yard. But I could see far more than when I sat on my own limb. I could see farther than ever before and did not fall off.

As electeds, we are dared to heed the call to risk the unknown for the promise of greatness. Not for the greatness of oneself. But for the greatness of a people. The greatness of our society.

Those of us who have one last session have one last chance to accomplish something else for colorado.

To those staying and for those preparing to leave. Whether or not we accomplish all of our goals. We must continue to set the stage for daring to be the best that we can be. There will be the urge to consider the unknown. Always calling us to go places we've not been before. My advice--climb up there. So that you can know that you did the best you could to fulfill the promises made to those who elected you--to build an even better Colorado.

Senate reconvened.

On motion of Majority Leader Holbert, and with the unanimous consent of those elected to the Senate, the words of President Kevin J. Grantham and Minority Leader Lucia Guzman were ordered spread upon the pages of the journal.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM18-001 by Senator(s) Jones and Baumgardner, Cooke, Coram, Merrifield; also Representative(s) Singer and Thurlow, Becker K., Carver, Exum, Hamner--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.

Laid over until Tuesday, January 16, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB18-001** by Senator(s) Baumgardner and Cooke, Coram, Crowder, Gardner, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Scott, Sonnenberg, Tate; also Representative(s) Buck and Carver, Leonard--Concerning transportation infrastructure funding, and, in connection therewith, requiring the transportation commission to submit a ballot question to the voters of the state at the November 2018 general election, which, if approved, would authorize the state, with no increase in any taxes, to issue additional transportation revenue anticipation notes for the purpose of addressing critical priority transportation needs in the state by funding transportation projects; would exclude note proceeds and investment earnings on note proceeds from state fiscal year spending limits; would repeal an existing requirement that the state treasurer execute lease-purchase agreements for the purpose of funding transportation projects; and would require ten percent of state sales and use tax net revenue to be credited to the state highway fund for the purpose of repaying any notes issued and funding transportation projects.
Transportation
- SB18-002** by Senator(s) Coram and Sonnenberg, Baumgardner, Cooke, Grantham, Holbert; also Representative(s) Becker K. and Duran--Concerning the financing of broadband deployment.
Business, Labor, & Technology
- SB18-003** by Senator(s) Scott, Grantham, Holbert; --Concerning the Colorado energy office.
Agriculture, Natural Resources, & Energy
- SB18-004** by Senator(s) Kerr, Donovan, Court, Fenberg, Fields, Jones, Merrifield, Todd, Williams A., Zenzinger; --Concerning increasing the funding for preschool through twelfth grade public education, and, in connection therewith, increasing the funding for full-day kindergarten and requiring the secretary of state to submit a ballot question to authorize the state to retain and spend for preschool through twelfth grade public education any state revenues above the excess state revenues cap approved by the voters in 2005.
State, Veterans, & Military Affairs

SB18-005	by Senator(s) Donovan, Aguilar, Fenberg, Kefalas, Kerr, Moreno, Court, Guzman, Kagan, Merrifield, Todd, Williams A., Zenzinger; also Representative(s) Roberts--Concerning economic assistance for rural communities experiencing certain significant economic events that lead to substantial job loss in those communities, and, in connection therewith, authorizing the department of local affairs to coordinate nonmonetary assistance and award grant money to assist rural communities with job creation or retention. State, Veterans, & Military Affairs	1 2 3 4 5 6 7 8
SB18-006	by Senator(s) Zenzinger, Aguilar, Court, Donovan, Fenberg, Guzman, Kagan, Kefalas, Kerr, Moreno, Todd, Williams A.; also Representative(s) Winter--Concerning the ability of the counties to increase the fee they charge for the recording of real estate documents for the purpose of financing a statewide attainable housing investment fund. State, Veterans, & Military Affairs	9 10 11 12 13 14
SB18-007	by Senator(s) Tate and Guzman, Court, Fenberg, Fields, Jones, Merrifield, Todd, Zenzinger; also Representative(s) Duran and Becker J.--Concerning the Colorado affordable housing tax credit, and, in connection therewith, renaming the low-income housing tax credit the Colorado affordable housing tax credit and extending the period during which the Colorado housing and finance authority may allocate affordable housing tax credits. Finance	15 16 17 18 19 20 21 22
SB18-008	by Senator(s) Merrifield, Holbert, Aguilar, Court, Donovan, Fenberg, Kefalas, Kerr, Marble, Martinez Humenik, Todd, Zenzinger; --Concerning measures to reward public education entities that provide student access to arts education programs. Education	23 24 25 26 27
SB18-009	by Senator(s) Fenberg and Priola, Cooke, Guzman, Lundberg; --Concerning the right of consumers of electricity to interconnect electricity storage systems for use on their property. Agriculture, Natural Resources, & Energy	28 29 30 31
SB18-010	by Senator(s) Martinez Humenik and Williams A., Aguilar, Donovan, Kefalas, Merrifield, Priola, Tate, Court, Fenberg, Fields, Guzman, Kagan, Kerr, Todd, Zenzinger; also Representative(s) Exum, Benavidez, Coleman, Herod, Kennedy, Roberts, Rosenthal, Becker K., Buckner, Singer, Weissman, Lee--Concerning the requirement that a residential landlord provide a tenant with specified documents relevant to the landlord-tenant relationship, and, in connection therewith, specifying rent receipts and copies of any written lease agreement as documents that must be provided. Local Government	32 33 34 35 36 37 38 39 40
SB18-011	by Senator(s) Holbert and Kerr; also Representative(s) Kraft-Tharp and Lundeen--Concerning treatment of students who are excused by their parents from participating in state assessments. Education	41 42 43 44 45
SB18-012	by Senator(s) Hill; also Representative(s) Pettersen--Concerning including military enlistment as part of the postsecondary and workforce readiness performance indicator for public schools. Education	46 47 48 49 50
SB18-013	by Senator(s) Fields and Gardner, Martinez Humenik, Moreno, Priola; also Representative(s) Michaelson Jenet--Concerning expanding the grades eligible for the child nutrition school lunch protection program. Education	51 52 53 54 55
SB18-014	by Senator(s) Cooke and Fields; also Representative(s) Wist and Herod--Concerning requiring the department of corrections to disclose the location of inmates who are relocated to facilities outside of the state. Judiciary	56 57 58 59 60
SB18-015	by Senator(s) Gardner and Hill; also Representative(s) Williams D. and Liston--Concerning the "Protecting Homeowners and Deployed Military Personnel Act". Judiciary	61 62 63 64 65 66
Senate in recess. Senate reconvened.		67 68 69 70

INTRODUCTION OF BILLS -- FIRST READING (cont'd)

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

- SB18-016** by Senator(s) Martinez Humenik and Fields; also Representative(s) Singer, Benavidez--
Concerning the repeal date for the transfer of money from community corrections to the
housing assistance for persons transitioning from the criminal or juvenile justice system
cash fund.
Judiciary
- SB18-017** by Senator(s) Lundberg; --Concerning granting judicial discretion to sentence a defendant
to an indeterminate or determinate sentence for a sexual offense, and, in connection
therewith, requiring the criteria and basis for the sentencing decision to be articulated on
the public record.
Judiciary
- SB18-018** by Senator(s) Kagan; --Concerning requiring the Colorado commission on criminal and
juvenile justice to contract for a study of effective criminal sentencing practices.
Judiciary
- SB18-019** by Senator(s) Donovan and Coram, Baumgardner, Sonnenberg; also Representative(s)
Hansen and Arndt, Esgar--Concerning an expansion of the duration for which the Colorado
water resources and power development authority may make a loan under the authority's
revolving loan programs.
Agriculture, Natural Resources, & Energy
- SB18-020** by Senator(s) Garcia; --Concerning mental health care professionals who are permitted to
perform auricular acudetox.
Health & Human Services
- SB18-021** by Senator(s) Neville T. and Jahn; also Representative(s) Pabon--Concerning a closed-loop
payment processing system pilot project for marijuana-related businesses.
Business, Labor, & Technology
- SB18-022** by Senator(s) Tate and Aguilar, Lambert; also Representative(s) Pettersen and Kennedy,
Singer--Concerning clinical practice measures for safer opioid prescribing.
Health & Human Services
- SB18-023** by Senator(s) Martinez Humenik; also Representative(s) Ginal, Landgraf--Concerning the
promotion of the off-label use of pharmaceutical products.
Health & Human Services
- SB18-024** by Senator(s) Jahn and Tate, Aguilar, Lambert, Priola; also Representative(s) Singer, Buck,
Kennedy, Pettersen--Concerning modifications to the Colorado health service corps
program administered by the department of public health and environment to expand the
availability of behavioral health care providers in shortage areas in the state.
Health & Human Services
- SB18-025** by Senator(s) Priola; also Representative(s) Coleman--Concerning modernization of
election procedures for the urban drainage and flood control district to conform with the
current requirements of state law.
State, Veterans, & Military Affairs
- SB18-026** by Senator(s) Kagan; --Concerning measures to make sex offender registration more
effective.
Judiciary
- SB18-027** by Senator(s) Smallwood and Todd, Aguilar, Cooke, Court, Crowder, Donovan, Fenberg,
Fields, Grantham, Hill, Holbert, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez
Humenik, Merrifield, Moreno, Neville T., Priola, Sonnenberg, Tate, Williams A.,
Zenzinger; also Representative(s) Kraft-Tharp and McKean, Arndt, Becker J., Becker K.,
Benavidez, Bridges, Buck, Buckner, Carver, Covarrubias, Duran, Esgar, Garnett, Ginal,
Gray, Hamner, Hansen, Herod, Hooton, Jackson, Kennedy, Landgraf, Lawrence, Lontine,
Lundeen, McLachlan, Michaelson Jenet, Pabon, Roberts, Rosenthal, Singer, Thurlow,
Valdez, Van Winkle, Winter, Wist, Young--Concerning the enactment of the "Enhanced
Nurse Licensure Compact".
Finance
Appropriations
- SB18-028** by Senator(s) Scott; also Representative(s) Bridges--Concerning the repeal of certain
requirements for where a license plate is mounted on a motor vehicle.
Transportation

SB18-029	by Senator(s) Lambert and Garcia; also Representative(s) Pabon and Willett--Concerning the development of marijuana tracking technology. Business, Labor, & Technology	1 2 3 4
SB18-030	by Senator(s) Holbert and Kagan; also Representative(s) Foote and Willett--Concerning the nonsubstantive relocation of laws related to self-propelled vehicles from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12. Judiciary	5 6 7 8 9
SB18-031	by Senator(s) Gardner, Kagan; also Representative(s) Foote, Herod--Concerning an extension of the title 12 recodification study being conducted by the office of legislative legal services. Judiciary	10 11 12 13 14
SB18-032	by Senator(s) Gardner and Cooke; also Representative(s) Foote and Herod--Concerning the nonsubstantive relocation of laws from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12. Judiciary	15 16 17 18 19
SB18-033	by Senator(s) Sonnenberg; also Representative(s) Arndt and Becker J.--Concerning the continuation of the animal feeding operation permit program under the department of public health and environment. Agriculture, Natural Resources, & Energy	20 21 22 23 24
SB18-034	by Senator(s) Cooke and Guzman; also Representative(s) Wist and Lee--Concerning the nonsubstantive relocation of laws related to the regulation of gaming from title 12, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	25 26 27 28 29 30
SB18-035	by Senator(s) Gardner and Cooke; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to gambling payment intercept from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	31 32 33 34 35 36
SB18-036	by Senator(s) Kagan; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to the regulation of tobacco sales to minors from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	37 38 39 40 41 42
SB18-037	by Senator(s) Kagan; --Concerning clarification of sentences for habitual criminals. Judiciary	43 44 45
SB18-038	by Senator(s) Donovan and Coram, Baumgardner, Jones, Sonnenberg; also Representative(s) Esgar and Willett, Arndt, Hansen, Saine--Concerning the allowable uses of reclaimed domestic wastewater, and, in connection therewith, allowing reclaimed domestic wastewater to be used for industrial hemp cultivation. Agriculture, Natural Resources, & Energy	46 47 48 49 50 51
SB18-039	by Senator(s) Jones and Cooke, Baumgardner, Coram, Merrifield; also Representative(s) Thurlow and Exum, Becker K., Carver, Hamner, Singer--Concerning the wildfire matters review committee, and, in connection therewith, deferring the date on which the committee is scheduled to repeal. Agriculture, Natural Resources, & Energy	52 53 54 55 56 57
SB18-040	by Senator(s) Lambert and Jahn, Aguilar, Moreno, Priola, Tate; also Representative(s) Singer, Kennedy, Pettersen--Concerning measures to address the opioid crisis in Colorado, and, in connection therewith, providing immunity for individuals who provide clean syringes through a clean syringe exchange program, creating a supervised injection facility pilot program, allowing school districts to develop policies for the supply and administration of opiate antagonists, and requiring the commission on criminal and juvenile justice to study certain topics related to sentencing for opioid-related offenses. State, Veterans, & Military Affairs	58 59 60 61 62 63 64 65 66
SB18-041	by Senator(s) Coram and Baumgardner, Donovan, Jones, Sonnenberg; also Representative(s) Saine and Arndt, Esgar, Hansen, Willett--Concerning the ability of operators of sand and gravel mines to use water incidental to sand and gravel mining operations to mitigate the impacts of mining. Agriculture, Natural Resources, & Energy	67 68 69 70 71 72

SB18-042	by Senator(s) Donovan and Crowder, Sonnenberg; also Representative(s) Catlin and McLachlan, Arndt, Jackson, McKean--Concerning the creation of the agricultural workforce development program. Agriculture, Natural Resources, & Energy	1 2 3 4 5
SB18-043	by Senator(s) Grantham; also Representative(s) Lundeen--Concerning the legal effects that the rejection by the senate of an individual nominated by the governor for appointment to a state office have on the subsequent nomination or temporary appointment of the same individual to or holdover of the individual in the same state office. State, Veterans, & Military Affairs	6 7 8 9 10 11
SB18-044	by Senator(s) Crowder; also Representative(s) Landgraf--Concerning the ability of private employers to give preference to veterans when making certain employment decisions. State, Veterans, & Military Affairs	12 13 14 15
SB18-045	by Senator(s) Lundberg, Neville T.; also Representative(s) Ransom--Concerning the repeal of the "Architectural Paint Stewardship Act". Finance	16 17 18 19
SB18-046	by Senator(s) Moreno; --Concerning authorization to increase the minimum donation required to be issued a certificate that qualifies a person to be issued a group special license plate. Finance	20 21 22 23 24
SB18-047	by Senator(s) Marble; also Representative(s) Saine--Concerning the repeal of income tax credits for innovative motor vehicles for purchases and leases entered into on or after January 1, 2019. Finance	25 26 27 28 29
SB18-048	by Senator(s) Jones; also Representative(s) Foote--Concerning the ability of a local government to exercise land use authority over oil and gas facilities used in oil and gas operations in a manner analogous to the siting of other industrial facilities, and, in connection therewith, enacting the "Protect Act". State, Veterans, & Military Affairs	30 31 32 33 34 35
SB18-049	by Senator(s) Court; also Representative(s) Melton--Concerning the use of mobile electronic devices while driving. State, Veterans, & Military Affairs	36 37 38 39
SB18-050	by Senator(s) Smallwood; --Concerning including staff of free-standing emergency facilities as part of Colorado's safe haven laws. Health & Human Services	40 41 42 43
SB18-051	by Senator(s) Merrifield; --Concerning crimes related to multi-burst trigger activators, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs	44 45 46 47
SB18-052	by Senator(s) Hill; also Representative(s) Humphrey and Saine--Concerning the repeal of certain provisions concerning ammunition magazines. State, Veterans, & Military Affairs	48 49 50 51
SB18-053	by Senator(s) Court; also Representative(s) Young--Concerning the citation of drivers for the failure of one or more vehicle occupants to wear a safety belt. State, Veterans, & Military Affairs	52 53 54 55

MESSAGE FROM THE GOVERNOR

January 10, 2018

The Honorable General Assembly
State Capitol
200 E. Colfax Avenue
Denver, Colorado 80203

Dear Members of the General Assembly:

This clemency report is submitted to you on behalf of Governor Hickenlooper as required under Article IV, Section 7, of the Colorado Constitution. I am attaching copies of the 23 executive orders granting clemency in 2017. These orders were made available to the public at the time they were issued in 2017. I am also attaching 22 letters that accompanied the pardons issued on November 20, 2017.

During 2017, Governor Hickenlooper granted 23 pardons and no commutations of sentence. The following persons were granted pardons during this year:

- Breana Bright, for the 2006 crime of Theft, committed in Douglas County;
- Linda Burch, for the 1991 crime of Possession of Eight or More Ounces of Marijuana, committed in Delta County;
- Robert Busse, for the 1988 crime of First Degree Criminal Trespass, committed in Grand County;
- Jerome Casper, for the 1983 crime of Theft, committed in Montrose County;
- Donald Corkum, for the 1977 crime of Theft, committed in El Paso County;
- Trina Cutcher, for the 1996 crime of Possession or Sale of a Schedule I or II Controlled Substance, committed in El Paso County;
- Matthew Eschenfelder, for the 2004 crime of Theft, committed in Larimer County;
- Donald Haggart, for the 1987 crime of Aggravated Motor Vehicle Theft, committed in El Paso County;
- Roger Harsh, for the 1972 crimes of Marijuana Possession, committed in Adams County;
- Mark Horner, for the 1996 crime of Theft, committed in Adams County;
- Christopher Karr, for the 1994 crime of providing false information to a pawnbroker, committed in El Paso County;
- Travis Leach, for the 2004 crime of Possession of Eight or More Ounces of Marijuana, committed in Jefferson County;
- Rene Lima-Marin, for the 1998 crimes of Second Degree Kidnapping, First Degree Burglary, Aggravated Robbery, and Violent Crime, and Robbery, committed in Arapahoe County;
- Judith Lopez, for the 1981 crimes of second degree forgery, committed in Denver County, and attempted theft, in Adams County, and the 1987 crimes of possession of a controlled substance, committed in Denver County, and theft, committed in Jefferson Country;
- Joe Maestas, for the 1992 crime of possession of a controlled substance, committed in Denver County;
- Louis Mitchell, for the 2000 crime of possession of eight or more ounces of marijuana, committed in El Paso County;
- Charles Pope, for the 1962 crime of Taking Parts Off of a Motor Vehicle, committed in Delta County, and the 1966 crime of Grand Larceny, committed in Montrose County;
- Demetrius Roberts, for the 1995 crime of Possession or Sale of a Schedule I or II Controlled Substance, committed in Denver County;
- Frances Sagel, for the 1994 crimes of Forgery, committed in Morgan County, and Issuance of a Bad Check, committed in Weld County;
- Bounlom Souvannamacho, for the 1994 crimes of Criminal Attempt to Commit Theft of a Person, committed in Adams County, and Aggravated Robbery with Armed Confederate, committed in Jefferson County;
- Wayne Thomas, for the 1997 crime of Aggravated Robbery: Use of a Deadly Weapon, committed in Arapahoe County;
- David Thyfault, for the 1969 crime of Possession of Narcotic Drugs, committed in Weld County; and
- James Wachsmann, for the 1972 crime of Selling or Dispensing Marijuana, committed in Routt County.

Please feel free to contact the Governor's Office should you have any questions regarding the clemency process. Thank you.

Sincerely,
(signed)
Jacki Cooper Melmed
Chief Legal Counsel

cc: Sen. Kevin Grantham, President, Colorado Senate
Rep. Crisanta Duran, Speaker, Colorado House of Representatives
Sen. Bob Gardner, Chair, Committee on the Judiciary, Colorado Senate
Rep. Pete Lee, Chair, Committee on the Judiciary, Colorado House of Representatives
Ms. Effie Ameen, Secretary, Colorado Senate
Ms. Marilyn Eddins, Chief Clerk, Colorado House of Representatives
Ms. Sharon Eubanks, Director, Office of Legislative Legal Services
Mr. Pat Meyers, Chief of Staff, Governor's Office
Mr. Mark Bolton, Deputy Counsel, Governor's Office
Ms. Katie McLoughlin, Deputy Counsel, Governor's Office
Mr. Kurtis Morrison, Director, Office of Legislative Affairs, Governor's Office
Ms. Lauren Lambert, Senior Deputy Director, Office of Legislative Affairs, Governor's Office
Ms. Mary Kanan, Director of Executive Clemency

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TRIBUTES

Honoring:

- Frances Evans -- by Senator Rachel Zenzinger.
- Dan Cartin -- by President Kevin J. Grantham and Speaker Crisanta Duran.
- Cañon City Fire Department -- by President Kevin J. Grantham.
- Dena Bradley -- by President Kevin J. Grantham.
- Gavin Arneson -- by President Kevin J. Grantham.
- Gary and Barbara Sloan -- by Senator Leroy Garcia.
- Kyndal Murphy-Sims -- by Senator Leroy Garcia.
- Holly Lakin -- by Senator Leroy Garcia.
- Tom and Alicia Horner -- by Senator Leroy Garcia.
- Ron and Louise Steger -- by Senator Leroy Garcia.
- Dan and Judy Juba -- by Senator Leroy Garcia.
- Gerald and Elvira Avila -- by Senator Leroy Garcia.
- Don and Justine Madrid -- by Senator Leroy Garcia.
- Robert and Vivian Monge -- by Senator Leroy Garcia.
- Pauline Moreno -- by Senator Leroy Garcia.
- Don and Abi Gaylord -- by Senator Leroy Garcia.
- The Florence Police Department -- by President Kevin J. Grantham.
- Monique Baca -- by Senator Leroy Garcia.
- Amber Bunner -- by Senator Leroy Garcia.
- Andre Bowser -- by Senator Jerry Sonnenberg.
- Kyle Stopplecamp -- by Senator Kevin Lundberg.
- Austin Zeuhlke -- by Senator Kevin Lundberg.
- Mason Moore -- by Senator Kevin Lundberg.
- Jacob Kernc -- by Senator Kevin Lundberg.
- Dennis and Netta Shearer -- by Senator Leroy Garcia.
- Fiscus Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Wernsman Family Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Bailey Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Bar 7T Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Blackmore Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Carlson Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Carpenter-Newbanks Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Charles T. Neally Homestead -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- CTL Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Floyd Shinkel Trust B -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Garvy Brothers Land and Cattle -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Glen Doddridge Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Hasart Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Hogue Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Hohnholz Ranch LLC -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Kanode Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Redmond Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- KOK Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Long's Garden -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- M&L Oltjenbruns Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- McCracken Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Mill Iron D Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Olsen Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Rocking 7K Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Sunnyside Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Tice Family Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Trautman-Glenn Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Ugolini Farm Dairy -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Darnell Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- McCaw Cattle LLC -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Pearl Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Murray Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Muhme Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Waterfall Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Fullbright Family Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Fairview Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.

Seger Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
Samuel C. and Dola B. Coe Homestead -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
Casey and Karen DeCarlo -- by Senator Leroy Garcia.
Kirk Taylor -- by Senator Leroy Garcia.
Dr. Lloyd S. Lewan -- by Senator Kevin Lundberg.
Anthony and Lorraine Fasula -- by Senator Leroy Garcia.
Anna Leota Coil -- by Senator Leroy Garcia.
Ron Dermer, the Ambassador of Israel to the United States -- by President Kevin J. Grantham and Speaker Crisanta Duran.
To Honor the Life of Debbie Haskins -- by President Kevin J. Grantham and Speaker Crisanta Duran.
Esther F. Parker -- by Senator Bob Gardner.
George "Skip" Noe -- by Senator Rhonda Fields.
Cheryl Gould -- by President Kevin J. Grantham.
Marijo Rymer -- by Senator Bob Gardner.
Lisa Surette -- by Senator Leroy Garcia.
Lisa Stabler -- by Senator Leroy Garcia.
Charles and Patricia Dionisio -- by Senator Leroy Garcia.
The Humane Society of Fremont County -- by President Kevin J. Grantham.
Jordan Steel -- by Senator Leroy Garcia.
Arsenio and Lorraine Algien -- by Senator Leroy Garcia.
Ray and Carol Zupancic -- by Senator Leroy Garcia.
Wayne and Amy Bissell -- by Senator Leroy Garcia.
Carolyn and Gary Gray -- by Senator Leroy Garcia.
Donald and Carol Holman -- by Senator Leroy Garcia.
Tarah Lowry-Schreiner -- by Senator Leroy Garcia.
Dale and Donna Gustafson -- by Senator Kevin Lundberg.
Ronald and Susan Leyh -- by Senator Leroy Garcia.
Gilbert and Diana Ortiz -- by Senator Leroy Garcia.
Cirilo and Lieria Lira -- by Senator Leroy Garcia.
Evan Molnar -- by Senator Jim Smallwood.
Ulysses and Yvonne Parker -- by Senator Rhonda Fields.
Frank and Edith Castro -- by Senator Leroy Garcia.
James Owen Kuemmere -- by Senator Jerry Sonnenberg.

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On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, January 11, 2018.

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Approved:

Kevin J. Grantham
President of the Senate

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Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

2nd Legislative Day Thursday, January 11, 2018

Prayer By the chaplain, Pastor Steven Holcomb, Cañon Community Baptist Church, Cañon City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Martinez Humenik.
Present later--1, Martinez Humenik.

Quorum The President announced a quorum present.

Pledge By Senator Coram.

Reading of the Journal On motion of Senator Williams, reading of the Journal of Wednesday, January 10, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB18-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053; SJM18-001; SJR18-001; SR18-001.

Correctly Engrossed: SJR18-001.

Correctly Revised: HJR18-1001.

INTRODUCTION OF BILLS -- FIRST READING

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

SB18-054 by Senator(s) Crowder, Jahn, Lundberg, Neville T.; also Representative(s) Liston-- Concerning a limitation on the amount of an increase in fees assessed against assisted living residences by the department of public health and environment.
Health & Human Services

SB18-055 by Senator(s) Neville T.; --Concerning the crimes against children surcharge in cases involving trafficking of children.
Finance

SB18-056 by Senator(s) Jahn; --Concerning monetary amounts in civil actions.
Judiciary

SB18-057 by Senator(s) Kagan; --Concerning consequences of records with respect to housing.
State, Veterans, & Military Affairs

SB18-058 by Senator(s) Fields; also Representative(s) Carver--Concerning making failure to report child abuse a crime in which the statute of limitations begins to run upon discovery of the act.
State, Veterans, & Military Affairs

SB18-059 by Senator(s) Fields; also Representative(s) Pabon--Concerning creation of a public safety information-sharing system.
Judiciary

- SB18-060

by Senator(s) Coram; also Representative(s) Hamner--Concerning protective orders in criminal cases.
Judiciary

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- SB18-061

by Senator(s) Sonnenberg and Grantham; --Concerning a reduction of the state income tax rate.
Finance

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- SB18-062

by Senator(s) Moreno; --Concerning liability limits in snow and ice removal contracts.
Judiciary

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CONSIDERATION OF RESOLUTIONS

- SR18-001

by Senator(s) **Holbert**, Grantham, Guzman--Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Seventy-first General Assembly.

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- On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Garcia, Gardner, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Scott, and Todd.

Senate in recess.
Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

- Finance

After consideration on the merits, the Committee recommends that **SB18-027** be **referred** to the Committee on Appropriations with favorable recommendation.

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Senate in recess.
Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

- Appropriations

After consideration on the merits, the Committee recommends that **SB18-027** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 37, after line 10 insert:

"SECTION 7. Appropriation. (1) For the 2017-18 state fiscal year, \$233,702 is appropriated to the department of public safety for use by the biometric identification and records unit, which amount is based on an assumption that the unit will require an additional 0.5 FTE. This appropriation is from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S. To implement this act, the unit may use this appropriation for criminal history record checks.
(2) For the 2017-18 state fiscal year, \$114,000 is appropriated to

the department of regulatory agencies. This appropriation is from the professions and occupations cash fund created in section 24-34-105 (2)(b)(I), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$4,000 for use by the division of professions and occupations for operating expenses; and

(b) \$110,000 for the purchase of information technology services.

(3) For the 2017-18 state fiscal year, \$110,000 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (2)(b) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of regulatory agencies.

SECTION 8. Appropriation. (1) For the 2018-19 state fiscal year, \$336,009 is appropriated to the department of public safety for use by the biometric identification and records unit, which amount is based on an assumption that the unit will require an additional 2.0 FTE. This appropriation is from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S. To implement this act, the unit may use this appropriation for criminal history record checks.

(2) For the 2018-19 state fiscal year, \$134,746 is appropriated to the department of regulatory agencies. This appropriation is from the professions and occupations cash fund created in section 24-34-105 (2)(b)(I), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$38,403 for use by the division of professions and occupations for personal services, which amount is based on an assumption that the division will require an additional 0.6 FTE;

(b) \$2,570 for use by the division of professions and occupations for operating expenses; and

(c) \$93,773 for the purchase of legal services.

(3) For the 2018-19 state fiscal year, \$93,773 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (2)(c) of this section and is based on an assumption that the department of law will require an additional 0.5 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "COMPACT." and substitute "COMPACT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR18-002 by Senator(s) Marble and Williams A.; also Representative(s) Buck and Herod-- Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

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

MESSAGE FROM THE GOVERNOR

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

December 14, 2017

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
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

for a term expiring December 31, 2018:

Robert Glen Wilson of Mack, Colorado, a Republican and resident of Mesa County, reappointed;

for terms expiring December 31, 2021:

Raymond Lee Anilionis of Parshall, Colorado, a Republican, appointed;

Stephanie Louise Motter of Grand Junction, Colorado, a Democrat and resident of Mesa County, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

Call of the Senate.Call raised.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **SB18-027** was made Special Orders at 2:11 p.m.

Committee of the WholeThe hour of 2:11 p.m. having arrived, Senator Priola moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Priola 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:

SB18-027 by Senator(s) Smallwood and Todd, Aguilar, Cooke, Court, Crowder, Donovan, Fenberg, Fields, Grantham, Hill, Holbert, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Sonnenberg, Tate, Williams A., Zenzinger; also Representative(s) Kraft-Tharp and McKean, Arndt, Becker J., Becker K., Benavidez, Bridges, Buck, Buckner, Carver, Covarrubias, Duran, Esgar, Garnett, Ginal, Gray, Hamner, Hansen, Herod, Hooton, Jackson, Kennedy, Landgraf, Lawrence, Lontine, Lundeen, McLachlan, Michaelson Jenet, Pabon, Roberts, Rosenthal, Singer, Thurlow, Valdez, Van Winkle, Winter, Wist, Young--Concerning the enactment of the "Enhanced Nurse Licensure Compact".

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, January 11, page(s) 22-23 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

On motion of Senator Priola, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:
Passed on second reading: SB18-027 as amended.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, January 12, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

3rd Legislative Day Friday, January 12, 2018

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Gardner, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Coram.

Reading of the Journal On motion of Senator Williams, reading of the Journal of Thursday, January 11, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB18-054, 055, 056, 057, 058, 059, 060, 061, and 062; SJR-002.
Correctly Engrossed: SB18-027; SR18-001.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB18-027 by Senator(s) Smallwood and Todd, Aguilar, Cooke, Court, Crowder, Donovan, Fenberg, Fields, Grantham, Hill, Holbert, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Sonnenberg, Tate, Williams A., Zenzinger; also Representative(s) Kraft-Tharp and McKean, Arndt, Becker J., Becker K., Benavidez, Bridges, Buck, Buckner, Carver, Covarrubias, Duran, Esgar, Garnett, Ginal, Gray, Hamner, Hansen, Herod, Hooton, Jackson, Kennedy, Landgraf, Lawrence, Lontine, Lundeen, McLachlan, Michaelson Jenet, Pabon, Roberts, Rosenthal, Singer, Thurlow, Valdez, Van Winkle, Winter, Wist, Young--Concerning the enactment of the "Enhanced Nurse Licensure compact", and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.001), by Senator Smallwood.

Amend engrossed bill, page 1, line 102, strike "COMPACT"," and substitute "COMPACT",".

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

YES	31	NO	2	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	N	Scott	E
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Coram, Garcia, Guzman, Jahn, Jones, and Marble.

CONSIDERATION OF RESOLUTIONS

SJR18-002 by Senator(s) Marble and Williams A; also Representative(s) Buck and Herod--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Smallwood, Sonnenberg, Tate, Todd, and Zenzinger.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR18-001.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

January 12, 2018

Mr. President:

The House has adopted and returns herewith SJR18-001 and SJR18-002.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR18-003 by Senator(s) Baumgardner; also Representative(s) Arndt--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

Laid over until Tuesday, January 16, retaining its place on the calendar.

INTRODUCTION OF MEMORIALS

The following memorial was read by title and referred to the committee indicated:

SJM18-002 by Senator(s) Jones; also Representative(s) Foote--Memorializing Congress to eliminate subsidies for energy industries.
Agriculture, Natural Resources, & Energy

INTRODUCTION OF BILLS -- FIRST READING

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

SB18-063 by Senator(s) Jones; also Representative(s) Benavidez--Concerning increased requirements for oil and gas operators, and, in connection therewith, adding financial assurance and reclamation requirements.
Agriculture, Natural Resources, & Energy

SB18-064 by Senator(s) Jones, Aguilar, Fenberg, Guzman, Kerr, Moreno; also Representative(s) Foote, Salazar--Concerning an update to the renewable energy standard to require that all electric utilities derive their energy from one hundred percent renewable sources by 2035.
Agriculture, Natural Resources, & Energy

SB18-065 by Senator(s) Gardner, Aguilar; also Representative(s) Kraft-Tharp, Arndt, Coleman, Landgraf, Liston--Concerning modifications to the "Life and Health Insurance Protection Association Act".
Business, Labor, & Technology

SB18-066 by Senator(s) Sonnenberg and Garcia, Baumgardner, Coram, Crowder, Donovan, Fenberg, Guzman, Jahn, Jones, Kefalas, Martinez Humenik, Priola; also Representative(s) Arndt and Wist, Becker K., Carver, Esgar, Gray, Kennedy, Landgraf, Liston, Reyher, Roberts--Concerning an extension of the operation of the state lottery division beyond July 1, 2024.
Agriculture, Natural Resources, & Energy

SB18-067 by Senator(s) Zenzinger and Priola, Cooke, Coram, Donovan, Fenberg, Garcia, Guzman, Holbert, Jahn, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Smallwood, Tate, Todd, Williams A.; also Representative(s) Kraft-Tharp, Becker J., Benavidez, Bridges, Esgar, Garnett, Ginal, Gray, Hooton, Jackson, Kennedy, Lawrence, Leonard, McKean, McLachlan, Michaelson Jenet, Roberts, Sias, Thurlow, Van Winkle, Winter, Wist--Concerning the ability of certain organizations conducting a special event to auction alcohol beverages in sealed containers for fundraising purposes under specified circumstances.
Business, Labor, & Technology

SB18-068 by Senator(s) Cooke; also Representative(s) Van Winkle--Concerning criminalizing false reports.
Judiciary

SB18-069 by Senator(s) Holbert and Zenzinger; also Representative(s) Garnett and Becker J.--Concerning enforcement of statewide degree transfer agreements.
Education

SB18-070	by Senator(s) Neville T., Crowder, Hill, Holbert, Lambert, Lundberg, Marble, Scott, Smallwood; also Representative(s) Leonard and Humphrey, Beckman, Buck, Lewis, Neville P., Sias, Everett, Van Winkle, Williams D.--Concerning the elimination of ownership as a requirement to qualify for the property tax exemption for property that is used solely and exclusively for religious purposes, and, in connection therewith, enacting the "Church Property Tax Fairness Act". Finance	1 2 3 4 5 6 7 8
SB18-071	by Senator(s) Jahn and Crowder, Lambert, Cooke, Garcia, Guzman, Moreno, Priola, Smallwood, Tate, Todd, Williams A.; also Representative(s) Esgar, Kennedy--Concerning an extension of the repeal of the state substance abuse trend and response task force. Health & Human Services	9 10 11 12 13
SB18-072	by Senator(s) Moreno; --Concerning the ability to petition to have conviction records sealed for certain misdemeanor offenses. Judiciary	14 15 16 17
SB18-073	by Senator(s) Smallwood; --Concerning reporting to the department of revenue when ownership of a motor vehicle has been transferred. Finance	18 19 20 21
SB18-074	by Senator(s) Todd, Court, Holbert, Martinez Humenik, Merrifield, Zenzinger; also Representative(s) Hansen--Concerning adding individuals with Prader-Willi syndrome to the list of persons with intellectual and developmental disabilities who are mandatorily eligible for services and supports. Health & Human Services	22 23 24 25 26 27
SB18-075	by Senator(s) Merrifield; also Representative(s) Arndt--Concerning the establishment of contribution limits under the "Fair Campaign Practices Act" for candidates for school district director. State, Veterans, & Military Affairs	28 29 30 31 32
SB18-076	by Senator(s) Lundberg; --Concerning a ban on vote trading. State, Veterans, & Military Affairs	33 34 35
SB18-077	by Senator(s) Crowder; --Concerning a state sales and use tax exemption for used motor vehicles. Finance	36 37 38 39
SB18-078	by Senator(s) Baumgardner, Cooke, Coram, Crowder, Gardner, Lundberg, Marble, Neville T., Scott, Smallwood, Sonnenberg; also Representative(s) Becker J.--Concerning an exemption from certain additional charges imposed at the time of vehicle registration for vehicles that are thirty years old or older. Transportation	40 41 42 43 44 45
SB18-079	by Senator(s) Guzman; --Concerning classifying sake as a vinous liquor for the purposes of the "Colorado Liquor Code". Business, Labor, & Technology	46 47 48 49
SB18-080	by Senator(s) Aguilar, Coram, Court, Crowder, Donovan, Fenberg, Fields, Guzman, Jones, Kagan, Kefalas, Kerr, Merrifield, Williams A., Zenzinger; also Representative(s) Lontine, Benavidez, Buckner, Pabon, Roberts, Salazar, Valdez--Concerning wholesale importation of pharmaceuticals from Canada for resale to Colorado residents. State, Veterans, & Military Affairs	50 51 52 53 54 55
SB18-081	by Senator(s) Garcia; --Concerning emergency medical service provider licensure, and, in connection therewith, changing references from emergency medical service provider certification to emergency medical service provider licensure and requiring license applicants to make certain disclosures to the director of the division of professions and occupations in the department of regulatory agencies at the time of application. Business, Labor, & Technology	56 57 58 59 60 61 62
SB18-082	by Senator(s) Zenzinger, Aguilar, Todd; also Representative(s) Kennedy--Concerning a physician's right to provide continuing care to patients with rare disorders despite a covenant not to compete. State, Veterans, & Military Affairs	63 64 65 66 67
SB18-083	by Senator(s) Lundberg, Neville T., Marble, Gardner, Baumgardner, Cooke, Crowder, Hill, Lambert, Grantham; also Representative(s) Ransom, Everett, Leonard, Saine--Concerning the creation of income tax credits for nonpublic education. Finance	68 69 70 71 72

MESSAGE FROM THE GOVERNOR

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

September 21, 2017

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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2021:

Suzanne Janeen Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Shawn Michael Turner of Denver, Colorado, to serve as an individual from the State’s financial or business community experienced in personnel or corporate administration, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

January 9, 2018

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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2021:

Karen Marlman Frame of Greenwood Village, Colorado to serve as an individual from the State’s financial or business community experienced in personnel or corporate administration, and occasioned by the resignation of Shawn Michael Turner of Denver, Colorado, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 1/11/2018
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Tuesday, January 16, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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6th Legislative Day	Monday, January 15, 2018	7
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THE SENATE DID NOT CONVENE ON THIS DAY		15
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DUE TO OBSERVANCE OF MARTIN LUTHER KING, JR. DAY		17

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

7th Legislative Day Tuesday, January 16, 2018

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 10:00 a.m.

Roll Call Present--33
Excused--2, Aguilar, Scott.
Present later--2, Aguilar, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Friday, January 12, 2018, was dispensed with and approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB18-063, 064, 065, 066, 067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, 082, and 083; SJM18-002; SJR18-003.

Correctly Engrossed: SJR18-002.

Correctly Reengrossed: SB18-027.

Correctly Enrolled: SR18-001.

CONSIDERATION OF RESOLUTIONS

SJR18-003 by Senator(s) Baumgardner; also Representative(s) Arndt--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

Laid over until Wednesday, January 17, retaining its place on the calendar.

CONSIDERATION OF MEMORIALS

SJM18-001 by Senator(s) Jones and Baumgardner, Cooke, Coram, Merrifield; also Representative(s) Singer and Thurlow, Becker K., Carver, Exum, Hamner--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner,

Grantham, Guzman, Hill, Holbert, Jahn, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Priola, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR18-001 and 002.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB18-084

by Senator(s) Kefalas, Fields, Garcia, Martinez Humenik; also Representative(s) Landgraf and Lundeen--Concerning enhancing protections for minors who are victims of human trafficking.
Health & Human Services
- SB18-085

by Senator(s) Todd, Coram, Merrifield, Zenzinger; also Representative(s) McLachlan--Concerning providing financial incentives for educators to work in rural areas.
Education
- SB18-086

by Senator(s) Lambert and Williams A.; also Representative(s) Ginal and Rankin--Concerning the use of cyber coding cryptology for state records.
Business, Labor, & Technology
- SB18-087

by Senator(s) Fenberg, Aguilar, Court, Fields, Guzman, Jones, Kagan, Kefalas, Kerr, Merrifield, Moreno, Todd, Williams A.; --Concerning in-state tuition at institutions of higher education for certain foreign nationals legally settled in Colorado.
State, Veterans, & Military Affairs
- SB18-088

by Senator(s) Gardner, Aguilar, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, Todd, Williams A., Zenzinger; also Representative(s) Becker K., Arndt, Bridges, Buckner, Coleman, Duran, Esgar, Exum, Foote, Garnett, Gray, Hamner, Hansen, Herod, Hooton, Kennedy, Lawrence, Lee, Lontine, Melton, Michaelson Jenet, Pabon, Pettersen, Rankin, Roberts, Rosenthal, Salazar, Singer, Thurlow, Weissman, Young--Concerning clarification that retail marijuana sales are subject to sales taxes levied by certain limited purpose governmental entities.
Finance
- SB18-089

by Senator(s) Williams A., Fields, Todd; also Representative(s) Melton, Buckner, Coleman, Exum, Jackson--Concerning the elements of the crime of hazing.
State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

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

December 14, 2017

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
PINNACOL ASSURANCE BOARD OF DIRECTORS

for terms expiring January 1, 2023:

Joseph A. Hoff of Greeley, Colorado, to serve as a farmer or employer whose liability is insured by Pinnacol, reappointed;

William Neish Lindsay III of Denver, Colorado, to serve as an employee of employer whose liability is insured by Pinnacol, appointed;

for terms expiring January 1, 2024:

Brad Robert Busse of Denver, Colorado, to serve as an employee whose liability is insured by Pinnacol, appointed;

Fiona Elizabeth Arnold of Denver, Colorado, to serve as an employer whose liability is insured by Pinnacol, appointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 1/5/2018

Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

July 17, 2017

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 for your consideration, the following:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REGULATORY AGENCIES

effective July 24, 2017 for a term expiring at the pleasure of the Governor:

Marguerite Salazar of Alamosa, Colorado, and occasioned by the resignation of Joseph Neguse of Broomfield, Colorado appointed.

Sincerely,
(signed)

Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 21, 2017

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
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2021:

Hollie Jean Velasquez Horvath of Denver, Colorado, a Democrat and resident of the 1st Congressional District, reappointed;

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, reappointed;

Warren Hall Dean of Colorado Springs, Colorado, a Democrat and resident of the 5th Congressional District, appointed;

Linda Jean Strand of Aurora, Colorado, a Democrat and resident of the 6th Congressional District, reappointed;

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, reappointed;

Karma Giulianelli of Golden, Colorado, a Democrat and resident of the 7th Congressional District, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

October 4, 2017

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 BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for a term expiring April 15, 2021:

Julie Thibodeau of Durango, Colorado, a Democrat and resident of the Third Congressional District and West of the Continental Divide, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 6, 2017

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
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2018:

Abbas Richard Behbehani of Arvada, Colorado, to serve as a representative of the general public and who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, and occasioned by the resignation of Joseph James Wolf of Arvada, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

January 2, 2018

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 HEALTH CARE POLICY
AND FINANCING

effective January 8, 2018 for a term expiring at the pleasure of the Governor:

Kim Bimestefer of Parker, Colorado, to serve as executive director of the Colorado Department of Health Care, Policy and Financing, and occasioned by the resignation of Susan E. Birch of Steamboat Springs, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/5/2018
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

July 17, 2017

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 REVENUE

effective July 31, 2017 for a term expiring at the pleasure of the Governor:

Michael Scott Hartman of Denver, Colorado, and occasioned by the resignation of Barbara J. Brohl of Lakewood, Colorado, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

June 22, 2017

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
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms expiring June 30, 2021:

William Thomas Pound of Castle Pines, Colorado, a Democrat, reappointed;

Dan Jay Wilson of Broomfield, Colorado, a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

July 11, 2017

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
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for a term expiring July 1, 2020:

Teresa Lea Raiford of Canon City, Colorado, a Democrat, and occasioned by the resignation of Misty Dawn Whitetree of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

December 14, 2017

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:

MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

for a term expiring December 31, 2021:

Ellen S. Roberts of Durango, Colorado, an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday,
January 17, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

8th Legislative Day

Wednesday, January 17, 2018

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Englewood.

Call to Order By the President at 9:00 a.m.

Roll Call	Present--34 Excused--1, Kagan. Present later--1, Kagan.
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Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Tuesday, January 16, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB18-084, 085, 086, 087, 088, and 089.

Correctly Engrossed: SJM18-001.

Correctly Enrolled: SJR18-001 and 002.

CONSIDERATION OF RESOLUTIONS

SJR18-003 by Senator(s) Baumgardner; also Representative(s) Arndt--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

On motion of Senator Baumgardner, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	E	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR18-1001.

TRIBUTES

Honoring:

- David Reynolds -- by President Kevin J. Grantham.
- Matthew Grantham -- by President Kevin J. Grantham.
- Ryan Pfeifer -- by Senator Steve Fenberg.
- Steven Pfeifer -- by Senator Steve Fenberg.
- Karen Lillie -- by Senator Leroy Garcia.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, January 18, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

9th Legislative Day Thursday, January 18, 2018

Prayer By the chaplain, Randle Loeb, Community Minister, Denver.

Call to Order By the President Pro Tempore at 9:00 a.m.

Roll Call Present--33
Absent--1, Aguilar.
Excused--1, Grantham.
Present later--2, Aguilar, Grantham.

Quorum The President Pro Tempore announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Wednesday, January 17, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB18-036 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 13, strike lines 7 through 16 and substitute:

"SECTION 7. Act subject to petition - effective date. This act takes effect October 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Judiciary After consideration on the merits, the Committee recommends that SB18-035 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 16, strike lines 11 through 20 and substitute:

"SECTION 8. Act subject to petition - effective date. This act takes effect October 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Judiciary	After consideration on the merits, the Committee recommends that SB18-034 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19
	Amend printed bill, page 145, strike line 27.	20
	Page 146, strike lines 1 through 9 and substitute:	21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36
	"SECTION 46. Act subject to petition - effective date. This act takes effect October 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57
Judiciary	After consideration on the merits, the Committee recommends that SB18-032 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	58 59 60 61 62 63 64 65 66 67 68 69 70 71 72
	Amend printed bill, page 20, strike lines 3 through 12 and substitute:	
	"SECTION 12. Act subject to petition - effective date. This act takes effect October 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	
Judiciary	After consideration on the merits, the Committee recommends that SB18-031 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	
Judiciary	After consideration on the merits, the Committee recommends that SB18-030 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	
	Amend printed bill, page 179, strike lines 19 through 27 and substitute:	
	"SECTION 27. Act subject to petition - effective date. This act takes effect October 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	
Education	The Committee on <u>Education</u> 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 BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY	
	for a term expiring December 31, 2018:	
	Robert Glen Wilson of Mack, Colorado, a Republican and resident of Mesa County, reappointed;	

for terms expiring December 31, 2021:

Raymond Lee Anilionis of Parshall, Colorado, a Republican, appointed;

Stephanie Louise Motter of Grand Junction, Colorado, a Democrat and resident of Mesa County, appointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB18-020** be referred to the Committee of the Whole with favorable recommendation.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB18-050** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 4, strike "**abuse. (9)**" and substitute "**abuse - definition. (9) (a)**".

Page 2, strike line 11 and substitute "or to a ~~hospital~~ staff member".

Page 2, line 12, strike "patients," and substitute "~~patients~~, PATIENTS AT A HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER, AS DEFINED IN SUBSECTION (9)(b) OF THIS SECTION,".

Page 2, strike lines 13 through 16 and substitute "firefighter is at a fire station, or the ~~hospital staff member is at a hospital~~ STAFF MEMBER IS AT A HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER, AS DEFINED IN SUBSECTION (9)(b) OF THIS SECTION.

(b) "COMMUNITY CLINIC EMERGENCY CENTER" MEANS A COMMUNITY CLINIC LICENSED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SECTION 25-3-101 (2)(a)(I)(B) THAT:

(I) DELIVERS EMERGENCY SERVICES;

(II) PROVIDES EMERGENCY CARE TWENTY-FOUR HOURS PER DAY AND SEVEN DAYS A WEEK THROUGHOUT THE YEAR, WITH THE EXCEPTION OF UNUSUAL HOURS OF OPERATION SCHEDULED FOR A HOLIDAY; AND

(III) IS NOT ATTACHED TO, CONTAINED WITHIN, AFFILIATED WITH, OR OWNED OR OPERATED BY A HOSPITAL."

Page 2, strike line 26 and substitute "~~hospital~~ staff member OF A HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER, AS DEFINED IN SECTION 19-3-304.5 (9), pursuant".

Page 3, line 2, strike "(4.5)" and substitute "(4.5); and add (9)".

Page 3, line 5, strike "**children.**" and substitute "**children - definition.**".

Page 3, strike line 6 and substitute "defined in section 18-3-201 (1.5), ~~C.R.S., or a hospital~~".

Page 3, line 7, strike "EMERGENCY FACILITY".

Page 3, line 8, strike "patients," and substitute "~~patients~~, PATIENTS AT A HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER, AS DEFINED IN SUBSECTION (9) OF THIS SECTION,".

Page 3, strike lines 9 through 11 and substitute "~~hospital~~ staff member is at a ~~hospital~~ OR COMMUNITY CLINIC EMERGENCY CENTER, AS DEFINED IN SUBSECTION (9) OF THIS SECTION, the firefighter or ~~hospital~~ staff member OF THE HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER shall,".

Page 3, strike lines 13 and 14 and substitute:
"(2) If a firefighter or ~~hospital~~ staff member OF A HOSPITAL OR COMMUNITY CLINIC EMERGENCY CENTER takes temporary physical custody of a child".

Page 3, line 15, strike "hospital OR" and substitute "~~hospital~~".

Page 3, strike line 16 and substitute "staff member shall:".

Page 3, strike line 17 and substitute:
"(3) A firefighter or ~~hospital~~ staff member OF A HOSPITAL OR
COMMUNITY CLINIC EMERGENCY CENTER".

Page 3, line 18, strike "FACILITY staff member".

Page 3, strike line 21 and substitute "hospital OR COMMUNITY CLINIC
EMERGENCY CENTER staff MEMBER, or A law".

Page 3, after line 24 insert:
"(9) "COMMUNITY CLINIC EMERGENCY CENTER" MEANS A
COMMUNITY CLINIC LICENSED BY THE DEPARTMENT OF PUBLIC HEALTH
AND ENVIRONMENT PURSUANT TO SECTION 25-3-101 (2)(a)(1)(B) THAT:
(I) DELIVERS EMERGENCY SERVICES;
(II) PROVIDES EMERGENCY CARE TWENTY-FOUR HOURS PER DAY
AND SEVEN DAYS A WEEK THROUGHOUT THE YEAR, WITH THE EXCEPTION
OF UNUSUAL HOURS OF OPERATION SCHEDULED FOR A HOLIDAY; AND
(III) IS NOT ATTACHED TO, CONTAINED WITHIN, AFFILIATED WITH,
OR OWNED OR OPERATED BY A HOSPITAL."

Page 3, strike lines 25 through 27.

Page 4, strike lines 1 through 4.

Renumber succeeding section accordingly.

SENATE SERVICES REPORT

Correctly Engrossed: SJR18-003.
Correctly Enrolled: SB18-027.

MESSAGE FROM THE HOUSE

January 17, 2018
Mr. President:
The House has passed on Third Reading and returns herewith SB18-027.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB18-027.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, January 17, 2018, at 03:30 p.m.:
SB18-027.

Senate in recess. Senate reconvened.

MESSAGE FROM THE GOVERNOR

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

December 14, 2017

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 GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for terms expiring December 31, 2021:

Steven Paul Gabel of Eaton, Colorado, to serve as a member who has substantial experience in the production of agriculture, and as a Republican, appointed;

Nancy Rau Tuor of Parker, Colorado, a Democrat, reappointed;

Jane Robbe Rhodes of Pueblo West, a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, January 19, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

10th Legislative Day Friday, January 19, 2018

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Aguilar, Lambert, Moreno.
Present later--1, Moreno.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Musical Presentation By The Cañon City Marching Band, performing "The Star-Spangled Banner".

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Thursday, January 18, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-039 be referred to the Committee on Appropriations with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-038 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike line 27 and substitute:

"(VI) WHEN NOT USED AS A FOOD CROP, IRRIGATION OF INDUSTRIAL HEMP OR ANOTHER CROP; AND".

Page 5, strike line 1.

Page 6, after line 16 insert:

"(5) USE OF RECLAIMED DOMESTIC WASTEWATER IS ALLOWED ONLY IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE DECREES, CONTRACTS, AND WELL PERMITS APPLICABLE TO THE USE OF THE SOURCE WATER RIGHTS OR SOURCE WATER AND ANY RETURN FLOWS THEREFROM."

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-033 be referred to the Committee on Finance with favorable recommendation.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB18-019 be referred to the Committee of the Whole with favorable recommendation.	1
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB18-041 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	7
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Agriculture, Natural Resources, & Energy	Amend printed bill, page 2, lines 7 and 8, strike "34-32-103 (9), C.R.S.," and substitute " 34-32-103 (9), C.R.S. 34-32.5-103 (15),".	13
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB18-003 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	19
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Agriculture, Natural Resources, & Energy	Amend printed bill, page 16, strike lines 21 through 27.	25
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Agriculture, Natural Resources, & Energy	Page 17, strike line 1.	31
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Agriculture, Natural Resources, & Energy	Renumber succeeding sections accordingly.	37
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Agriculture, Natural Resources, & Energy	Page 17, line 18, strike "and".	43
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Agriculture, Natural Resources, & Energy	Page 17, line 20, after " C.R.S. " insert "AND".	49
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Agriculture, Natural Resources, & Energy	Page 17, after line 20 insert:	55
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Agriculture, Natural Resources, & Energy	"(VIII) ENERGY STORAGE SYSTEMS."	61
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Agriculture, Natural Resources, & Energy	Page 18, line 17, strike "(2)(b); and add (1)(a)(IV)" and substitute "(2)(b)".	67
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Agriculture, Natural Resources, & Energy	Page 19, strike lines 10 through 15.	73
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Agriculture, Natural Resources, & Energy	Page 20, line 13, strike "(I)".	79
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Agriculture, Natural Resources, & Energy	Page 21, strike lines 2 through 7.	85
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Agriculture, Natural Resources, & Energy		91
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Agriculture, Natural Resources, & Energy	MESSAGE FROM THE GOVERNOR	97
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Agriculture, Natural Resources, & Energy	January 18, 2018	103
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Agriculture, Natural Resources, & Energy	Colorado Senate 71st General Assembly State Capitol Denver, CO 80203	109
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Agriculture, Natural Resources, & Energy	Ladies and Gentlemen:	115
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Agriculture, Natural Resources, & Energy	I have the honor to inform you that I have approved and will file with the Secretary of State the following Acts:	121
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Agriculture, Natural Resources, & Energy	<u>SB18-027</u> : Concerning the enactment of the 'Enhanced Nurse Licensure Compact', and, in connection therewith, making an appropriation.	127
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Agriculture, Natural Resources, & Energy	Approved January 18, 2018 at 4:30 p.m.	133
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Agriculture, Natural Resources, & Energy	Sincerely, (signed) John W. Hickenlooper Governor	139
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On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, January 22, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

13th Legislative Day Monday, January 22, 2018

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
Excused--1, Scott.
Present later--1, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Friday, January 19, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

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

SB18-036 by Senator(s) Kagan; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to the regulation of tobacco sales to minors from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 18, page 45 and placed in members' bill files.)

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

SB18-035 by Senator(s) Gardner and Cooke; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to gambling payment intercept from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 18, page 45 and placed in members' bill files.)

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

- SB18-034

by Senator(s) Cooke and Guzman; also Representative(s) Wist and Lee--Concerning the nonsubstantive relocation of laws related to the regulation of gaming from title 12, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, January 18, page 46 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB18-032

by Senator(s) Gardner and Cooke; also Representative(s) Foote and Herod--Concerning the nonsubstantive relocation of laws from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, January 18, page 46 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB18-030

by Senator(s) Holbert and Kagan; also Representative(s) Foote and Willett--Concerning the nonsubstantive relocation of laws related to self-propelled vehicles from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, January 18, page 46 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 Hill, 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	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-036 as amended, SB18-035 as amended, SB18-034 as amended, SB18-032 as amended, SB18-030 as amended.

Committee of the Whole

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

- SB18-020

by Senator(s) Garcia; --Concerning mental health care professionals who are permitted to perform auricular acudetox.

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

SB18-050 by Senator(s) Smallwood; also Representative(s) Coleman--Concerning including staff of free-standing emergency facilities as part of Colorado's safe haven laws.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 18, pages 47-48 and placed in members' bill files.)

Amendment No. 2(L.003), by Senators Aguilar and Kefalas.

Amend the Health & Human Services Committee Report, dated January 17, 2018, page 1, line 16, strike "WITH THE EXCEPTION".

Page 1, strike line 17 and substitute "EXCEPT IF LOCATED IN A RURAL OR FRONTIER AREA THAT DOES NOT HAVE THE DEMAND TO SUPPORT TWENTY-FOUR-HOUR SERVICE OR ONLY OPERATES EACH YEAR DURING A SPECIFIED TIME PERIOD DUE TO SEASONAL POPULATION INFLUX; AND".

Page 3, line 3, strike "(I)" and substitute "(a)".

Page 3, line 4, strike "(II)" and substitute "(b)".

Page 3, line 5, strike "WITH THE EXCEPTION".

Page 3, strike line 6 and substitute "EXCEPT IF LOCATED IN A RURAL OR FRONTIER AREA THAT DOES NOT HAVE THE DEMAND TO SUPPORT TWENTY-FOUR-HOUR SERVICE OR ONLY OPERATES EACH YEAR DURING A SPECIFIED TIME PERIOD DUE TO SEASONAL POPULATION INFLUX; AND".

Page 3, line 7, strike "(III)" and substitute "(c)".

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

On motion of Senator Hill, 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	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-050 as amended.
Laid over until Tuesday, January 23: SB18-020.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

for a term expiring December 31, 2018:

Robert Glen Wilson of Mack, Colorado, a Republican and resident of Mesa County, reappointed;

for terms expiring December 31, 2021:

Raymond Lee Anilionis of Parshall, Colorado, a Republican, appointed;

Stephanie Louise Motter of Grand Junction, Colorado, a Democrat and resident of Mesa County, appointed.

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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Senate in recess.

Senate reconvened.

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MESSAGE FROM THE HOUSE

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January 22, 2018

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Mr. President:

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The House has adopted and returns herewith SJM18-001.

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MESSAGE FROM THE GOVERNOR

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Appointment

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

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December 12, 2017

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

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Ladies and Gentlemen:

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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:

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MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

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for terms expiring December 31, 2021:

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Donna Lee Griego of Alamosa, Colorado, to serve as a representative of Alamosa County and as a Democrat, appointed;

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Kathleen J. Rogers of Alamosa, Colorado, to serve as a representative of Alamosa County and as an Unaffiliated, reappointed;

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Randy Wright of Alamosa, Colorado, to serve as a Republican, reappointed.

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Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John
W. Hickenlooper is absent from the State.
Rec'd: 1/5/2018
Effie Ameen, Secretary of the Senate

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Committee on Education

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June 19, 2017

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
STATE BOARD OF PAROLE

for terms expiring July 1, 2020:

Denise Katherine Balazic of Aurora, Colorado, to serve as a parole or probation representative, reappointed;

Alfredo Enrique Pena of Denver, Colorado, to serve as a citizen representative, reappointed;

Brandon W. Mathews, DM of Colorado Springs, Colorado, to serve as a citizen representative, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Judiciary

July 7, 2017

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
MEDICAL SERVICES BOARD

for terms expiring July 1, 2021:

Simon J. Hambidge, MD, PhD of Denver, Colorado, to serve as a Democrat from the First Congressional District, and as a person with knowledge of medical assistance programs, appointed;

Martha Cecile Fraley, MD of Durango, Colorado, to serve as a Democrat from the Third Congressional District, and as a person with knowledge of the delivery of health care, appointed.

Jessica Lynne Kuhns of Loveland, Colorado, to serve as a Democrat from the Second Congressional District and as a person with knowledge of medical assistance programs, reappointed;

Bregitta Hughes of Colorado Springs, Colorado, to serve as a Democrat from the Fifth Congressional District and as a person with knowledge of medical assistance programs, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

October 5, 2017

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
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2021:

H. Webster Jones of Steamboat, Colorado, to serve as a representative of the Yampa White Drainage Basin, and planning and development, reappointed;

Roy Ellsworth Heald of Colorado Springs, Colorado, to serve as a representative of the Arkansas Drainage Basin, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 19, 2017

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 for your consideration, the following:

MEMBERS OF THE
TRANSPORTATION COMMISSION

for terms expiring July 1, 2021:

Shannon Margaret Gifford, CFA of Denver, Colorado, to serve as a commissioner from the First Transportation District, reappointed;

Louella C. Chavez D’Angelo of Lone Tree, Colorado, to serve as a commissioner from the Third Transportation District, appointed;

Sidny Kay Zink of Durango, Colorado, to serve as a commissioner from the Eighth Transportation District, reappointed;

William Thiebaut, Jr of Pueblo, Colorado, to serve as a commissioner from the Tenth Transportation District, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Transportation

December 20, 2017

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 TRANSPORTATION

effective December 11, 2017 for a term expiring at the Pleasure of the Governor:

Michael Peter Lewis of Denver, Colorado to serve as executive director of the Colorado Department of Transportation, and occasioned by the resignation of Shailen Pravin Bhatt of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Transportation

May 25, 2017

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
COLORADO BOARD OF VETERANS AFFAIRS

effective June 30, 2017 for terms expiring June 30, 2021:

Lacey Golonka of Castle Rock, Colorado, an Unaffiliated and a veteran who has been honorably released or separated from the Armed Forces of the United States, appointed;

Bennie Jack Rudder of Alamosa, Colorado, to serve as an Unaffiliated and a veteran who has been honorably released or separated from the Armed Forces of the United States, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

October 13, 2017

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
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2020:

Norman E. Steen of Woodland Park, Colorado, a Republican, and a veteran who has been honorably released or separated from the armed forces of the United States, and occasioned by the resignation of Robert Frances McLaughlin of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John
W. Hickenlooper is absent from the State.
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

May 15, 2017

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
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective June 30, 2017 for terms expiring June 30, 2021:

Valerie Schmalz of Gunnison, Colorado, to serve as a non-attorney, appointed;

Christopher Gregory of Fort Collins, Colorado to serve as an attorney, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Judiciary

June 12, 2017

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:

Rachael Victoria Lovendahl of Westminster, Colorado, to serve as a representative of the Colorado Department of Education, and occasioned by the resignation of Barbara Hickman of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Judiciary

May 18, 2017

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
COLORADO HEALTH FACILITIES AUTHORITY
BOARD OF DIRECTORS

effective June 30, 2017 for terms expiring June 30, 2021:

Randall J. Baum, CFA of Aurora, Colorado, a Republican, reappointed;
Tamara Katherine Vincelette of Denver, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

May 22, 2017

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
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

effective June 30, 2017 for terms expiring June 30, 2020:

Dilaawar “Danny” Jal Mistry, MD, MS, ATC of Grand Junction, Colorado, reappointed;
Rae Dawn Comstock, BS, MS, PhD of Lakewood, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

December 14, 2017

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 THE
UNIVERSITY OF NORTHERN COLORADO

for a term expiring December 31, 2018:
Richard L. Monfort of Greeley, Colorado, a Republican, reappointed;
for a term expiring December 31, 2021:
Christine M. Scanlan of Dillon, Colorado, a Democrat, reappointed.
Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

August 21, 2017

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
CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July 1, 2020:

Elizabeth Dina Aybar Conti of Denver, Colorado, a Democrat who has experience as a public school teacher and as a public school administrator working with charter schools, reappointed;

Kristine Annette Pollard of Grand Junction, Colorado, to serve as a member with board or public service experience and as a Republican, appointed;

Eric Sedric Lerum of Denver, Colorado, to serve as a member with board or public service experience and as a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

December 14, 2017

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 FOR
WESTERN STATE COLORADO UNIVERSITY

for terms expiring December 31, 2021:

Richard M. Todd of Centennial, Colorado, a Republican, appointed;

James G. Oates of Gunnison, Colorado, a Republican, reappointed;

Aquino G. Gallegos of San Luis, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/18/2017
Effie Ameen, Secretary of the Senate

Committee on Education

INTRODUCTION OF BILLS -- FIRST READING

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

- SB18-090

by Senator(s) Zenzinger, Martinez Humenik, Moreno, Tate; also Representative(s) Hooton, Arndt, Thurlow, McKean--Concerning modernization of language in statutory sections concerning "rights of married women".

Judiciary
- SB18-091

by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Thurlow, Arndt, Hooton, McKean--Concerning modernizing terminology in the Colorado Revised Statutes related to behavioral health.

Health & Human Services
- SB18-092

by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Hooton, Arndt, Thurlow, McKean--Concerning updating statutory references to "county departments of social services".

Health & Human Services
- SB18-093

by Senator(s) Moreno, Martinez Humenik, Zenzinger, Tate; also Representative(s) Arndt, Hooton, Thurlow, McKean--Concerning the repeal of obsolete provisions in the Colorado medical assistance program relating to the inactive home- and community-based services waiver for persons living with AIDS.

Health & Human Services
- SB18-094

by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Hooton, Arndt, Thurlow, McKean--Concerning the repeal of a duplicate definitions section in article 60 of title 27, Colorado Revised Statutes.

Judiciary
- SB18-095

by Senator(s) Zenzinger and Martinez Humenik, Moreno, Tate; also Representative(s) Hooton and McKean, Arndt, Thurlow--Concerning the removal of statutory references to the marital status of parents of a child.

Judiciary
- SB18-096

by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Thurlow, Arndt, Hooton, McKean--Concerning modernizing statutory provisions that refer to terms related to "mental retardation".

Judiciary
- SB18-097

by Senator(s) Neville T., Baumgardner, Cooke, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Smallwood, Sonnenberg; also Representative(s) Van Winkle, Buck, Everett, Humphrey, Leonard, Liston, Lundeen, Neville P., Ransom, Saine, Sandridge, Sias, Williams D.--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 public schools.

State, Veterans, & Military Affairs

- SB18-098** by Senator(s) Tate and Zenzinger, Martinez Humenik, Moreno; also Representative(s) Hooton and Thurlow, Arndt, McKean--Concerning amending a statutory provision relating to interest on damages that was ruled unconstitutional by the Colorado supreme court. Judiciary 1
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5
- SB18-099** by Senator(s) Merrifield and Priola, Martinez Humenik; also Representative(s) Pettersen and Wilson, Buckner--Concerning the alignment of early childhood quality improvement programs with the Colorado shines quality rating and improvement system. Education 6
7
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10
- SB18-100** by Senator(s) Neville T., Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning disclosure of additional mandatory charges by motor vehicle rental companies. Finance 11
12
13
14
- SB18-101** by Senator(s) Holbert and Todd, Gardner, Merrifield, Priola; also Representative(s) Hamner and Van Winkle--Concerning student admission to Colorado state university - global campus. Education 15
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19
- SB18-102** by Senator(s) Tate and Zenzinger, Martinez Humenik, Moreno; also Representative(s) Hooton and Thurlow, Arndt, McKean--Concerning the requirement for an odometer reading when a motor vehicle's identification number is physically verified. Transportation 20
21
22
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24
- SB18-103** by Senator(s) Smallwood and Todd, Donovan; also Representative(s) Kraft-Tharp and Leonard, Winter--Concerning the issuance of performance-based incentives for film production activities in the state. Finance 25
26
27
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29
- SB18-104** by Senator(s) Donovan, Court, Fenberg, Jones, Kagan, Kerr, Merrifield, Todd, Zenzinger; also Representative(s) Willett, Becker J., Roberts--Concerning a requirement that the broadband deployment board file a petition with the federal communications commission to seek a waiver from the commission's rules prohibiting a state entity from applying for certain federal money earmarked for financing broadband deployment in remote areas of the nation. Business, Labor, & Technology 30
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On motion of Assistant Majority Leader Scott, the Senate adjourned until 9:00 a.m., Tuesday, January 23, 2018. 40
41

Approved: 42
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Kevin J. Grantham 47
President of the Senate 48
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Attest: 50
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Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

14th Legislative Day Tuesday, January 23, 2018

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Aguilar.
Present later--1, Aguilar.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Monday, January 22, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB18-015 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB18-018 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, lines 9 and 10, strike "ESTABLISH AN ADVISORY COMMITTEE TO".

Page 2, line 11, strike "TO THE FULL COMMISSION".

Judiciary After consideration on the merits, the Committee recommends that SB18-014 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, strike lines 7 through 10 and substitute:

"(c) (I) IF THE PROSECUTING ATTORNEY DISAGREES WITH THE EXECUTIVE DIRECTOR'S DETERMINATION THAT A FACTOR APPLIES, THEN THE EXECUTIVE DIRECTOR HAS THIRTY DAYS TO REVIEW THE NOTICE OF DISAGREEMENT. IF, AFTER SUCH REVIEW, THE EXECUTIVE DIRECTOR STILL DETERMINES THAT A FACTOR APPLIES AND THE INMATE'S LOCATION SHOULD NOT BE DISCLOSED, THE DEPARTMENT SHALL NOTIFY THE PROSECUTOR OF SUCH FACT AND NOTIFY ANY REGISTERED VICTIMS THAT THE PROSECUTOR DISAGREES WITH THE EXECUTIVE DIRECTOR'S DETERMINATION.

(II) EITHER THE PROSECUTOR OR ANY REGISTERED VICTIM OF THE INMATE MAY BRING AN ACTION IN THE DISTRICT COURT FROM WHICH THE INMATE'S SENTENCE WAS ISSUED FOR THE COURT TO DETERMINE WHETHER A SUBSTANTIAL BASIS EXISTED AND STILL EXISTS TO SUPPORT THE EXECUTIVE DIRECTOR'S DETERMINATION. IF THE DISTRICT COURT FINDS THAT NO SUBSTANTIAL BASIS EXISTS, THE EXECUTIVE DIRECTOR SHALL DISCLOSE THE INMATE'S LOCATION TO ANY REGISTERED VICTIMS, AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION. ANY HEARING

CONDUCTED FOR THE PURPOSE OF THIS SUBSECTION (4)(c)(II) MUST BE HELD IN CAMERA.

(III) IN AN ACTION BROUGHT PURSUANT TO THIS SUBSECTION (4)(c), THE PARTIES ARE ENTITLED TO FULL DISCOVERY UNDER THE COLORADO RULES OF CIVIL PROCEDURE THAT ARE APPLICABLE TO ACTIONS FOR DECLARATORY JUDGMENT; EXCEPT THAT THE EXECUTIVE DIRECTOR IS NOT REQUIRED TO DISCLOSE THE LOCATION OF THE INMATE PENDING THE RESOLUTION OF THE CIVIL ACTION AND ANY APPEALS. ANY APPEAL OF A JUDGMENT FROM AN ACTION BROUGHT UNDER THIS SUBSECTION (4)(c) MUST BE MADE PURSUANT TO THE RULES OF APPELLATE PROCEDURE."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that SB18-025 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, strike lines 6 through 27.

Page 5, strike line 1 and substitute:

"(2) IF AN ELECTION IS HELD IN COORDINATION WITH THE CLERK AND RECORDERS OF COUNTIES INCLUDED WITHIN THE DISTRICT, THE DISTRICT SHALL PAY THE DISTRICT'S COSTS OF CONDUCTING A NONPARTISAN ELECTION IN ACCORDANCE WITH SECTION 1-7-116 (2)".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that SB18-044 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB18-090, 091, 092, 093, 094, 095, 096, 097, 098, 099, 100, 101, 102, 103, and 104.
Correctly Engrossed: SB18-030, 032, 034, 035, 036, and 050.

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:

SB18-036

by Senator(s) Kagan; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to the regulation of tobacco sales to minors from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder and Kerr.

SB18-035 by Senator(s) Gardner and Cooke; also Representative(s) Wist--Concerning the nonsubstantive relocation of laws related to gambling payment intercept from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder.

SB18-034 by Senator(s) Cooke and Guzman; also Representative(s) Wist and Lee--Concerning the nonsubstantive relocation of laws related to the regulation of gaming from title 12, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder.

SB18-032by Senator(s) Gardner and Cooke; also Representative(s) Foote and Herod--Concerning the nonsubstantive relocation of laws from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder.

SB18-030by Senator(s) Holbert and Kagan; also Representative(s) Foote and Willett--Concerning the nonsubstantive relocation of laws related to self-propelled vehicles from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder.

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:

SB18-050by Senator(s) Smallwood; also Representative(s) Coleman--Concerning including staff of free-standing emergency facilities as part of Colorado's safe haven laws.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Cooke, Court, Crowder, Donovan, Fields, Gardner, Grantham, Holbert, Jahn, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

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

SB18-041 by Senator(s) Coram and Baumgardner, Donovan, Jones, Sonnenberg; also Representative(s) Saine and Arndt, Esgar, Hansen, Willett--Concerning the ability of operators of sand and gravel mines to use water incidental to sand and gravel mining operations to mitigate the impacts of mining.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, January 19, page 52 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 Cooke, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-041 as amended.

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

SB18-019 by Senator(s) Donovan and Coram, Baumgardner, Sonnenberg; also Representative(s) Hansen and Arndt, Esgar--Concerning an expansion of the duration for which the Colorado water resources and power development authority may make a loan under the authority's revolving loan programs.

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

SB18-020 by Senator(s) Garcia; also Representative(s) Esgar--Concerning mental health care professionals who are permitted to perform auricular acudetox.

Ordered engrossed 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 Cooke, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-019, SB18-020.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, January 24, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Max Majors
Assistant Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

15th Legislative Day

Wednesday, January 24, 2018

Prayer By the chaplain, Rev. Dr. Brian Henderson, First Baptist Church of Denver

Call to Order By the President at 9:00 a.m.

Roll Call Present--31
Absent--1, Kerr.
Excused--3, Hill, Lambert, Smallwood.
Present later--2, Kerr, Smallwood.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Tuesday, January 23, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB18-007** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB18-088** be referred to the Committee of the Whole with favorable recommendation.

Finance	After consideration on the merits, the Committee recommends that SB18-033 be referred to the Committee on Appropriations with favorable recommendation.
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Finance After consideration on the merits, the Committee recommends that **SB18-055** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Transportation After consideration on the merits, the Committee recommends that **SB18-001** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 11, line 22, after "LEAST" insert "ONE PROJECT BEING LOCATED IN EACH OF THE FIVE TRANSPORTATION REGIONS OF THE STATE DESIGNATED BY THE DEPARTMENT AND AT LEAST".

Page 11, line 27, strike "AFFAIRS." and substitute "AFFAIRS; EXCEPT THAT SUCH SALES AND USE TAX NET REVENUE MAY ALSO BE EXPENDED FOR MAINTENANCE OF THE STATE HIGHWAY SYSTEM.".

Page 12, after line 5 insert:

"SECTION 7. In Colorado Revised Statutes, 43-1-1401, **amend**
(2) as follows:

43-1-1401. Legislative declaration. (2) The general assembly intends that this part 14 authorize the department of transportation to enter INTO design-build contracts and to use an adjusted score

design-build selection and procurement process for particular transportation projects regardless of the minimum or maximum cost of such projects, based on the individual needs and merits of such projects, and subject to approval by the transportation commission. The general assembly also intends that the department's use of an adjusted score design-build contract process ~~shall~~ DOES not prohibit use of the low bid process currently used by the department pursuant to part 1 of article 92 of title 24 and part 14 of article 30 of title 24. ~~C.R.S.~~ THE GENERAL ASSEMBLY FURTHER INTENDS THAT WHEN DETERMINING WHETHER TO USE THE LOW BID PROCESS OR THE DESIGN-BUILD PROCESS TO CONTRACT FOR A PROJECT THE DEPARTMENT STRONGLY CONSIDER THE EXTENT TO WHICH USE OF THE DESIGN-BUILD PROCESS IS LIKELY, BY EXCLUDING CONTRACTORS THAT LACK THE CAPABILITY OR SIZE TO DO BOTH THE DESIGN AND CONSTRUCTION WORK FOR THE PROJECT, TO REDUCE COMPETITION IN BIDDING FOR THE CONTRACT, INCREASE THE TOTAL COSTS TO THE STATE OF DESIGNING AND BUILDING THE PROJECT, OR BOTH."

Renumber succeeding sections accordingly.

Page 14, line 22, strike "MAY" and substitute "SHALL".

Page 14, line 25, after "DOLLARS." insert "THE EXECUTIVE DIRECTOR SHALL ISSUE AT LEAST ONE-THIRD OF THE MAXIMUM AMOUNT OF NOTES TO BE ISSUED NO LATER THAN JUNE 30, 2019, TWO-THIRDS OF THE MAXIMUM AMOUNT OF NOTES TO BE ISSUED NO LATER THAN JUNE 30, 2020, AND ALL REMAINING NOTES TO BE ISSUED BY JUNE 30, 2021."

Page 15, strike lines 11 and 12 and substitute:

"(III) THE SECRETARY OF STATE SHALL SUBMIT TO THE REGISTERED ELECTORS OF THE".

Page 17, line 18, strike "section 8" and substitute "section 9".

Page 17, line 21, strike "10 and sections 1, 2, 5, 6, 8, and 11" and substitute "11, and sections 1, 2, 5, 6, 7, 9, and 12".

SENATE SERVICES REPORT

Correctly Engrossed: SB18-019, 020, and 041.
Correctly Reengrossed: SB18-030, 032, 034, 035, 036, and 050.

MESSAGE FROM THE HOUSE

January 23, 2018
Mr. President:
The House has adopted and transmits herewith HJR18-1002, as printed in House Journal, January 23, 2018.

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:

SB18-041 by Senator(s) Coram and Baumgardner, Donovan, Jones, Sonnenberg; also Representative(s) Saine and Arndt, Esgar, Hansen, Willett--Concerning the ability of operators of sand and gravel mines to use water incidental to sand and gravel mining operations to mitigate the impacts of mining.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Cooke, Court, Crowder, Garcia, Gardner, Grantham, Guzman, Holbert, Kagan, Kefalas, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Scott, Smallwood, Tate, and Zenzinger.

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:

SB18-019 by Senator(s) Donovan and Coram, Baumgardner, Sonnenberg; also Representative(s) Hansen and Arndt, Esgar--Concerning an expansion of the duration for which the Colorado water resources and power development authority may make a loan under the authority's revolving loan programs.

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

YES	32	NO	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Cooke, Crowder, Garcia, Grantham, Kagan, Lundberg, Martinez Humenik, Priola, Scott, and Tate.

SB18-020by Senator(s) Garcia; also Representative(s) Esgar--Concerning mental health care professionals who are permitted to perform auricular acudetox.

123

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

45

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

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Co-sponsor(s) added: Aguilar, Cooke, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Grantham, Guzman, Jahn, Jones, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Scott, Smallwood, Tate, Todd, and Williams A.

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Senate in recess.Senate reconvened.

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MESSAGE FROM THE HOUSE

3031323334353637383940414243444546474849505152535455565758596061626364656667

January 24, 2018

323334353637383940414243444546474849505152535455565758596061626364656667

Mr. President:

34353637383940414243444546474849505152535455565758596061626364656667

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1038, amended as printed in House Journal, January 23, 2018.

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The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1022, 1031, 1116.

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MESSAGE FROM THE REVISOR OF STATUTES

43444546474849505152535455565758596061626364656667

January 24, 2018

46474849505152535455565758596061626364656667

We herewith transmit:

4849505152535455565758596061626364656667

Without comment, HB18-1022, 18-1031, and 18-1116.
Without comment, as amended, HB18-1038.

505152535455565758596061626364656667

INTRODUCTION OF BILLS -- FIRST READING

55565758596061626364656667

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

5758596061626364656667

SB18-105by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning clarifying changes to provisions that were contained in House Bill 17-1367.
Business, Labor, & Technology

596061626364656667

HB18-1116by Representative(s) Rankin, Hamner, Young, Hansen; also Senator(s) Moreno, Lambert, Lundberg--Concerning measures authorizing the broadband deployment board to seek federal money earmarked for financing broadband deployment.
Appropriations

6364656667

TRIBUTES

Honoring:

- Martha Smith -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.
- Cañon City High School Marching Band -- by President Kevin J. Grantham and Representative Jim Wilson.
- Donna and Dan Barela -- by Senator Steve Fenberg.
- Anna Jo Haynes -- by Senator Angela Williams and Representative Jovan Melton.
- Reo Leslie -- by Senator Angela Williams and Representative Jovan Melton.
- Tammy Garrett-Williams -- by Senator Angela Williams and Representative Jovan Melton.
- Sterling Livestock Commission Co. -- by Senator Jerry Sonnenberg.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, January 25, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Max Majors
Assistant Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

16th Legislative Day Thursday, January 25, 2018

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Lambert.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Wednesday, January 24, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

The Senate observed a moment of silence and rang the Senate chimes in memory of Deputy Heath Gumm, Adams County Sheriff's Office.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB18-1116** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB18-060** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, strike lines 3 and 4 and substitute "(3) introductory portion, (3)(d), and (3)(e); and add (3)(f) and (10) as follows:".

Page 3, strike lines 5 through 27 and substitute "HELD BY AN ALLEGED VICTIM OR WITNESS; AND (f) ANY OTHER ORDER THE COURT DEEMS APPROPRIATE TO PROTECT THE SAFETY OF THE ALLEGED VICTIM OR WITNESS.".

Strike page 4.

Page 5, strike lines 1 through 5.

Page 5, strike lines 9 through 18 and substitute:

"SECTION 2. In Colorado Revised Statutes, add 18-1-1001.5 as follows:

18-1-1001.5 Protection order against defendant - transfer of wireless telephone service in domestic violence cases - definitions.

(1) IN ADDITION TO THE OPTIONS DESCRIBED IN SECTION 18-1-1001 (3),

UPON A DISCRETIONARY MOTION OF THE DISTRICT ATTORNEY OR ON THE COURT'S OWN MOTION FOR THE PROTECTION OF AN ALLEGED VICTIM OR WITNESS IN A CASE INVOLVING DOMESTIC VIOLENCE, AS DEFINED IN SECTION 18-6-800.3 (1), AND CASES INVOLVING CRIMES LISTED IN SECTION 24-4.1-302 (1), EXCEPT THOSE LISTED IN SUBSECTIONS (1)(cc.5) AND (1)(cc.6) OF THAT SECTION, THE COURT MAY ENTER AN ORDER DIRECTING A WIRELESS TELEPHONE SERVICE PROVIDER TO TRANSFER THE FINANCIAL RESPONSIBILITY FOR AND RIGHTS TO A WIRELESS TELEPHONE NUMBER OR NUMBERS TO THE ALLEGED VICTIM OR WITNESS IF THE ALLEGED VICTIM OR WITNESS:

(a) IS NOT THE ACCOUNT HOLDER; AND

(b) PROVES BY A PREPONDERANCE OF THE EVIDENCE THAT THE ALLEGED VICTIM OR WITNESS AND ANY MINOR CHILDREN IN HIS OR HER CARE ARE THE PRIMARY USERS OF EACH WIRELESS TELEPHONE NUMBER THAT WILL BE ORDERED TO BE TRANSFERRED BY A COURT PURSUANT TO THIS SECTION.

(2)(a) AN ORDER TRANSFERRING THE FINANCIAL RESPONSIBILITY FOR AND RIGHTS TO A WIRELESS TELEPHONE NUMBER OR NUMBERS TO AN ALLEGED VICTIM OR WITNESS PURSUANT TO THIS SECTION MUST BE A SEPARATE WRITTEN ORDER THAT IS DIRECTED TO THE WIRELESS TELEPHONE SERVICE PROVIDER.

(b) THE ORDER MUST LIST THE NAME AND BILLING TELEPHONE NUMBER OF THE ACCOUNT HOLDER, THE NAME AND CONTACT INFORMATION OF THE ALLEGED VICTIM OR WITNESS TO WHOM THE TELEPHONE NUMBER OR NUMBERS WILL BE TRANSFERRED, AND EACH TELEPHONE NUMBER TO BE TRANSFERRED TO THE ALLEGED VICTIM OR WITNESS.

(c) THE COURT SHALL ENSURE THAT THE ALLEGED VICTIM'S OR WITNESS'S CONTACT INFORMATION IS NOT PROVIDED TO THE ACCOUNT HOLDER IN PROCEEDINGS HELD PURSUANT TO THIS SECTION.

(d) THE ORDER MUST BE SENT OR DELIVERED IN PERSON OR ELECTRONICALLY BY THE PROTECTED PARTY TO THE WIRELESS TELEPHONE SERVICE PROVIDER'S REGISTERED AGENT.

(e) A WIRELESS TELEPHONE SERVICE PROVIDER SHALL TERMINATE THE ACCOUNT HOLDER'S USE OF A TELEPHONE NUMBER THAT THE COURT HAS ORDERED TO BE TRANSFERRED TO THE ALLEGED VICTIM OR WITNESS PURSUANT TO THIS SECTION UNLESS THE WIRELESS TELEPHONE SERVICE PROVIDER NOTIFIES THE ALLEGED VICTIM OR WITNESS AND THE COURT WITHIN FIVE BUSINESS DAYS AFTER THE ISSUANCE OF SUCH ORDER EITHER THAT AN ACCOUNT HOLDER NAMED IN THE ORDER HAS TERMINATED THE ACCOUNT OR THAT THE REQUESTED TRANSFER CANNOT BE EFFECTUATED DUE TO DIFFERENCES IN NETWORK TECHNOLOGY THAT PREVENT FUNCTIONALITY OF A DEVICE ON THE NETWORK OR DUE TO GEOGRAPHIC LIMITATIONS ON NETWORK OR SERVICE AVAILABILITY.

(3) A TRANSFER ORDERED PURSUANT TO THIS SECTION DOES NOT PRECLUDE A WIRELESS TELEPHONE SERVICE PROVIDER FROM APPLYING ANY ROUTINE AND CUSTOMARY REQUIREMENTS FOR ACCOUNT ESTABLISHMENT TO THE ALLEGED VICTIM OR WITNESS AS PART OF THE TRANSFER OF FINANCIAL RESPONSIBILITY FOR A WIRELESS TELEPHONE NUMBER OR NUMBERS AND ANY DEVICES ATTACHED TO THE NUMBER OR NUMBERS, INCLUDING, WITHOUT LIMITATION, IDENTIFICATION, FINANCIAL INFORMATION, AND CUSTOMER PREFERENCES.

(4) A WIRELESS TELEPHONE SERVICE PROVIDER IS IMMUNE FROM CIVIL LIABILITY FOR COMPLYING WITH AN ORDER TO TRANSFER A TELEPHONE NUMBER PURSUANT TO THIS SECTION.

(5) THE ISSUANCE OF A PROTECTION ORDER PURSUANT TO THIS SECTION DOES NOT PRECLUDE A COURT FROM ISSUING A PROTECTIVE ORDER IN A CIVIL PROCEEDING.

(6) FOR PURPOSES OF THIS SECTION:

(a) "ACCOUNT HOLDER" MEANS A DEFENDANT WHO:

(I) IS CHARGED WITH AN OFFENSE, THE UNDERLYING BASIS OF WHICH INCLUDES AN ACT OF DOMESTIC VIOLENCE, AS DEFINED IN SECTION 18-6-800.3 (1), OR A CRIME LISTED IN SECTION 24-4.1-302 (1), EXCEPT FOR THOSE CRIMES LISTED IN SUBSECTIONS (1)(cc.5) AND (1)(cc.6) OF THAT SECTION; AND

(II) MAINTAINS AN ACCOUNT WITH A WIRELESS TELEPHONE SERVICE PROVIDER.

(b) "FINANCIAL RESPONSIBILITY" MEANS AN OBLIGATION TO PAY SERVICE FEES AND OTHER COSTS AND CHARGES ASSOCIATED WITH ANY TELEPHONE NUMBER.

(c) "WIRELESS TELEPHONE SERVICE PROVIDER" MEANS A PERSON OR ENTITY THAT PROVIDES OR RESELLS COMMERCIAL MOBILE SERVICE, AS DEFINED IN SECTION 47 U.S.C. SEC. 332 (d)(1).

SECTION 3. In Colorado Revised Statutes, 13-14-104.5, **amend** (7)(a) as follows:

13-14-104.5. Procedure for temporary civil protection order.
(7) (a) A temporary civil protection order may be issued if the issuing judge or magistrate finds that an imminent danger exists to the person or persons seeking protection under the civil protection order. In determining whether an imminent danger exists to the life or health of one or more persons, the court shall consider all relevant evidence concerning the safety and protection of the persons seeking the protection order. The court shall not deny a petitioner the relief requested because of the length of time between an act of abuse or threat of harm and the filing of the petition for a protection order. THE COURT SHALL NOT DENY A PETITIONER THE RELIEF REQUESTED BECAUSE A PROTECTION ORDER HAS BEEN ISSUED PURSUANT TO SECTION 18-1-1001 OR 18-1-1001.5.

SECTION 4. In Colorado Revised Statutes, 13-14-106, **amend** (1)(a) as follows:

13-14-106. Procedure for permanent civil protection orders.
(1) (a) On the return date of the citation, or on the day to which the hearing has been continued, the judge or magistrate shall examine the record and the evidence. If upon such examination the judge or magistrate finds by a preponderance of the evidence that the respondent has committed acts constituting grounds for issuance of a civil protection order and that unless restrained will continue to commit such acts or acts designed to intimidate or retaliate against the protected person, the judge or magistrate shall order the temporary civil protection order to be made permanent or enter a permanent civil protection order with provisions different from the temporary civil protection order. A finding of imminent danger to the protected person is not a necessary prerequisite to the issuance of a permanent civil protection order. THE COURT SHALL NOT DENY A PETITIONER THE RELIEF REQUESTED BECAUSE A PROTECTION ORDER HAS BEEN ISSUED PURSUANT TO SECTION 18-1-1001 OR 18-1-1001.5. The judge or magistrate shall inform the respondent that a violation of the civil protection order constitutes a criminal offense pursuant to section 18-6-803.5 ~~C.R.S.~~, or constitutes contempt of court and subjects the respondent to such punishment as may be provided by law. If the respondent fails to appear before the court for the show cause hearing at the time and on the date identified in the citation issued by the court and the court finds that the respondent was properly served with the temporary protection order and such citation, it is not necessary to re-serve the respondent to make the protection order permanent. However, if the court modifies the protection order on the motion of the protected party, the modified protection order must be served upon the respondent.

SECTION 5. Act subject to petition - effective date - applicability. (1) This act takes effect November 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB18-054** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike line 10 and substitute "~~C.R.S.~~ ON OR AFTER AUGUST 1, 2019,".

	Page 2, line 11, strike "AS AMENDED,".	1
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	Page 2, strike lines 14 and 15 and substitute "PURSUANT TO THIS SECTION THAT IS IN EFFECT ON AUGUST 1, 2019, ONLY IN ACCORDANCE WITH".	3
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	Page 2, strike lines 17 through 19 and substitute:	6
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	"SECTION 2. 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 8, 2018, if adjournment sine die is on May 9, 2018); 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	8
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-049 be postponed indefinitely.	20
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-053 be postponed indefinitely.	26
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB18-081 be postponed indefinitely.	32
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	Correctly Printed: SB18-105.	40
	Correctly Reengrossed: SB18-019, 020, and 041.	41
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Committee of the Whole	On motion of Senator Tate, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Tate was called to act as Chair.	45
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	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:	54
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SB18-025	by Senator(s) Priola; also Representative(s) Coleman--Concerning modernization of election procedures for the urban drainage and flood control district to conform with the current requirements of state law.	58
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	<u>Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.</u>	62
	(Printed in Senate Journal, January 23, page 70 and placed in members' bill files.)	63
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	65
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SB18-044 by Senator(s) Crowder; also Representative(s) Landgraf--Concerning the ability of private employers to give preference to veterans when making certain employment decisions.

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 Tate, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-025 as amended, SB18-044.

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

SB18-015 by Senator(s) Gardner and Hill; also Representative(s) Williams D. and Liston--Concerning the "Protecting Homeowners and Deployed Military Personnel Act".

Amendment No. 1(L.001), by Senator Gardner.

Amend printed bill, page 6, after line 14 insert:
"(3) NOTHING IN THIS SECTION PRECLUDES THE PROSECUTION OF VIOLATIONS UNDER ANY OTHER PROVISION OF LAW."

Amendment No. 2(L.002), by Senator Gardner.

Amend printed bill, page 6, line 10, after "HAS" insert "MATERIALLY".

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

Amend printed bill, page 4, line 19, strike "(6) AND (7)" and substitute "(5) AND (6)".

Page 5, strike lines 9 through 14.

Renumber succeeding subsections accordingly.

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

SB18-014

by Senator(s) Cooke and Fields; also Representative(s) Wist and Herod--Concerning requiring the department of corrections to disclose the location of inmates who are relocated to facilities outside of the state.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 23, pages 69-70 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

On motion of Senator Tate, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-015 as amended, SB18-014 as amended.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HB18-1116** was made Special Orders at 10:10 a.m.

Committee of the Whole

The hour of 10:10 a.m. having arrived, Senator Tate moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Tate 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB18-1116

by Representative(s) Rankin, Hamner, Young, Hansen; also Senator(s) Moreno, Lambert, Lundberg--Concerning measures authorizing the broadband deployment board to seek federal money earmarked for financing broadband deployment.

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 Tate, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB18-1116.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

- FinanceAfter consideration on the merits, the Committee recommends that **SB18-070** be **referred** to the Committee on Appropriations with favorable recommendation.
- FinanceAfter consideration on the merits, the Committee recommends that **SB18-045** be **referred** to the Committee on Appropriations with favorable recommendation.
- Agriculture, Natural Resources, & EnergyAfter consideration on the merits, the Committee recommends that **SB18-066** be **referred** to the Committee on Finance with favorable recommendation.
- Agriculture, Natural Resources, & EnergyAfter consideration on the merits, the Committee recommends that **SJM18-002** be **postponed indefinitely**.
- Agriculture, Natural Resources, & EnergyThe Committee on Agriculture, Natural Resources, & Energy 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
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2021:

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, reappointed;

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, reappointed;

Karma Giulianelli of Golden, Colorado, a Democrat and resident of the 7th Congressional District, reappointed;

Julie Thibodeau of Durango, Colorado, a Democrat and resident of the Third Congressional District and West of the Continental Divide, appointed.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, January 26, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

17th Legislative Day Friday, January 26, 2018

- Prayer By the chaplain, Rabbi Avraham Mintz, Chabad Jewish Center of South Metro Denver, Lone Tree.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--30
Excused--5, Court, Lambert, Moreno, Neville, Smallwood.
Present later--4, Court, Moreno, Neville, Smallwood.
- Quorum The President announced a quorum present.
- Pledge By Senator Fields.
- Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Thursday, January 25, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:
- MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM
- for terms expiring December 31, 2021:
- Steven Paul Gabel of Eaton, Colorado, to serve as a member who has substantial experience in the production of agriculture, and as a Republican, appointed;
- Nancy Rau Tuor of Parker, Colorado, a Democrat, reappointed;
- Jane Robbe Rhodes of Pueblo West, a Republican, reappointed.
- Education After consideration on the merits, the Committee recommends that **SB18-013** be **referred** to the Committee on Appropriations with favorable recommendation.
- Education After consideration on the merits, the Committee recommends that **SB18-008** be **postponed indefinitely**.
- Education After consideration on the merits, the Committee recommends that **SB18-069** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.
- Amend printed bill, page 2, strike line 10 and substitute "~~credit hours of lower-division general education courses except that the~~".
- Page 2, line 16, before "A" insert "CREDIT HOURS IN LOWER DIVISION COURSES TO FILL GENERAL EDUCATION REQUIREMENTS. LOWER-DIVISION COURSES THAT ARE PART OF THE MAJOR, BUT ARE NOT PART OF THE STATEWIDE DEGREE TRANSFER AGREEMENT, MAY BE REQUIRED AS LONG

AS THEY ARE WITHIN THE SIXTY CREDIT HOURS REQUIRED TO COMPLETE THE DEGREE AND DO NOT EXTEND THE TIME TO DEGREE COMPLETION BEYOND THAT REQUIRED FOR NATIVE STUDENTS IN THE SAME DEGREE PROGRAM."

Page 2, line 17, strike "TO" and substitute "WHO TRANSFERS UNDER A STATEWIDE DEGREE TRANSFER AGREEMENT TO TAKE ADDITIONAL CREDIT HOURS TO COMPLETE THE DEGREE REQUIREMENTS IS RESPONSIBLE FOR THE TOTAL COST OF TUITION,".

Page 2, strike lines 18 and 19.

Page 2, line 22, strike "ONE HUNDRED TWENTY" and substitute "THE REMAINING SIXTY".

SENATE SERVICES REPORT

Correctly Printed: SB18-103.
Correctly Engrossed: SB18-014, 015, 025, and 044.
Correctly Revised: HB18-1116.

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:

SB18-025 by Senator(s) Priola; also Representative(s) Coleman--Concerning modernization of election procedures for the urban drainage and flood control district to conform with the current requirements of state law.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Court, Crowder, Fenberg, Fields, Gardner, Grantham, Guzman, Holbert, Jones, Kagan, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Scott, Tate, Todd, Williams A., and Zenzinger.

SB18-044 by Senator(s) Crowder; also Representative(s) Landgraf--Concerning the ability of private employers to give preference to veterans when making certain employment decisions.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Cooke, Court, Donovan, Fields, Garcia, Gardner, Grantham, Hill, Holbert, Jahn, Kefalas, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, and Williams A.

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:

SB18-015 by Senator(s) Gardner and Hill; also Representative(s) Williams D. and Liston--Concerning the "Protecting Homeowners and Deployed Military Personnel Act".

Laid over until Monday, January 29, retaining its place on the calendar.

SB18-014 by Senator(s) Cooke and Fields; also Representative(s) Wist and Herod--Concerning requiring the department of corrections to disclose the location of inmates who are relocated to facilities outside of the state.

Laid over until Monday, January 29, retaining its place on the calendar.

HB18-1116 by Representative(s) Rankin, Hamner, Young, Hansen; also Senator(s) Moreno, Lambert, Lundberg--Concerning measures authorizing the broadband deployment board to seek federal money earmarked for financing broadband deployment.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Coram, Court, Crowder, Fenberg, Fields, Garcia, Grantham, Guzman, Holbert, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, Scott, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, January 26, was laid over until Monday, January 29, retaining its place on the calendar.

123456

General Orders -- Second Reading of Bills -- Consent Calendar: SB18-055.
General Orders -- Second Reading of Bills: SB18-088.

789

On motion of Majority Leader Holbert, the Senate adjourned until 10:15 a.m., Monday, January 29, 2018.

1011121314

Approved:

15161718

Kevin J. Grantham
President of the Senate

192021

Attest:

22232425

Effie Ameen
Secretary of the Senate

2627

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

20th Legislative Day Monday, January 29, 2018

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:15 a.m.

Roll Call Present--33
Excused--2, Hill, Moreno.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Friday, January 26, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that SB18-024 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 15, strike "IN COORDINATION WITH".

Page 6, strike line 16 and substitute "AND CREATE".

Page 6, line 21, strike "PROVIDERS;" and substitute "PROVIDERS. THE PRIMARY CARE OFFICE SHALL COORDINATE WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING IN DEVELOPING THE HEALTH PROFESSIONAL SHORTAGE AREA DESIGNATION METHODOLOGIES AND IN DRAFTING RULES UNDER THIS SUBSECTION (1)(a).".

Page 8, line 15, strike "CLINICAL" and substitute "LICENSED".

Page 8, after line 15 insert:

"(g) A LICENSED PHYSICIAN ASSISTANT WITH SPECIFIC TRAINING IN SUBSTANCE USE DISORDERS;"

Reletter succeeding paragraphs accordingly.

Page 8, line 25, before "PSYCHOLOGIST," insert "LICENSED".

Health & Human Services After consideration on the merits, the Committee recommends that SB18-071 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 1, after "amend" insert "(6)(a) and".

Page 2, after line 5 insert:

"(a) Meet at least four times each year from the date of the first meeting until January 1, 2018, or more often as directed by the chair of the task force;"

Page 2, after line 10 insert:
"SECTION 2. In Colorado Revised Statutes, 18-18.5-105,
amend (1)(a) as follows:
18-18.5-105. Cash fund - created. (1) (a) All private and public
funds received by the task force or the division of criminal justice in the
department of public safety, on behalf of the task force, through grants,
contributions, and donations pursuant to this article ARTICLE 18.5 shall
be transmitted to the state treasurer, who shall credit the same to the
substance abuse prevention, intervention, and treatment cash fund, which
fund is hereby created and referred to in this section as the "fund". The
moneys MONEY in the fund shall be subject to annual appropriation by
the general assembly for the direct and indirect costs associated with the
implementation of this article ARTICLE 18.5. All moneys MONEY in the
fund not expended for the purpose of this article ARTICLE 18.5 may be
invested by the state treasurer as provided by law. All interest and income
derived from the investment and deposit of moneys MONEY in the fund
shall be credited to the fund. Any unexpended and unencumbered
moneys MONEY remaining in the fund at the end of a fiscal year shall
remain in the fund and shall not be credited or transferred to the general
fund or another fund. All unexpended and unencumbered moneys
MONEY remaining in the fund as of July 1, 2018 SEPTEMBER 1, 2028,
shall be transferred to the general fund."

Renumber succeeding sections accordingly.

SENATE SERVICES REPORT

Correctly Reengrossed: SB18-025 and 044.
Correctly Rerevised: HB18-1116.

MESSAGE FROM THE HOUSE

January 26, 2018

Mr. President:

The House has adopted and transmits herewith HJR18-1003, 1004, 1005, 1006, 1007,
1008, 1009, 1010, as printed in House Journal, January 26, 2018.

On motion of Majority Leader Holbert, 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.

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:

SB18-015 by Senator(s) Gardner and Hill; also Representative(s) Williams D. and Liston-- Concerning the "Protecting Homeowners and Deployed Military Personnel Act".

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	E	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Coram, Crowder, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scott, Smallwood, Sonnenberg, and Tate.

SB18-014 by Senator(s) Cooke and Fields; also Representative(s) Wist and Herod--Concerning requiring the department of corrections to disclose the location of inmates who are relocated to facilities outside of the state.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	E	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Court, Donovan, Fenberg, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

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

SB18-055 by Senator(s) Neville T.; also Representative(s) Van Winkle--Concerning the crimes against children surcharge in cases involving trafficking of children.
Ordered engrossed and placed on the calendar for third reading and final passage.

SB18-060 by Senator(s) Coram; also Representative(s) Hamner--Concerning protective orders in criminal cases.
Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 25, pages 81-83 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 Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	E	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:
Passed on second reading: SB18-055, SB18-060 as amended.

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

SB18-054 by Senator(s) Crowder, Jahn, Lundberg, Neville T.; also Representative(s) Liston--Concerning a limitation on the amount of an increase in fees assessed against assisted living residences by the department of public health and environment.
Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 25, pages 83-84 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB18-088 by Senator(s) Gardner, Aguilar, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, Todd, Williams A., Zenzinger; also Representative(s) Becker K., Arndt, Bridges, Buckner, Coleman, Duran, Esgar, Exum, Foote, Garnett, Gray, Hamner, Hansen, Herod, Hooton, Kennedy, Lawrence, Lee, Lontine, Melton, Michaelson Jenet, Pabon, Pettersen, Rankin, Roberts, Rosenthal, Salazar, Singer, Thurlow, Weissman, Young--Concerning clarification that retail marijuana sales are subject to sales taxes levied by certain limited purpose governmental entities.

Ordered engrossed 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	E	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-054 as amended, SB18-088.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Representative Hooton was added as a House joint prime sponsor with Senator Neville and Representative Van Winkle on SB18-055.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2021:

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, reappointed;

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, reappointed;

Karma Giulianelli of Golden, Colorado, a Democrat and resident of the 7th Congressional District, reappointed.

Julie Thibodeau of Durango, Colorado, a Democrat and resident of the Third Congressional District and West of the Continental Divide, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	E	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM18-001; HB18-1116.

Senate in recess. Senate reconvened.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Representative Ginal was removed as the House prime sponsor on SB18-023.

MESSAGE FROM THE HOUSE

January 29, 2018

Mr. President:

The House has adopted and returns herewith SJR18-003.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- HJR18-1003

by Representative(s) Lontine and Carver; also Senator(s) Cooke and Kagan--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

Laid over one day under Senate Rule 30(e).
- HJR18-1004

by Representative(s) Esgar and Reyher; also Senator(s) Garcia and Crowder--Concerning the fiftieth anniversary of the capture of the U.S.S. Pueblo by North Korea.

Laid over one day under Senate Rule 30(e).
- HJR18-1005

by Representative(s) Jackson and Ransom; also Senator(s) Williams A. and Crowder--Concerning recognition of African-American veterans.

Laid over one day under Senate Rule 30(e).
- HJR18-1006

by Representative(s) Pabon and Covarrubias; also Senator(s) Martinez Humenik and Aguilar--Concerning recognition of the contributions of Latina/o veterans.

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

HJR18-1007	by Representative(s) Weissman and Sandridge; also Senator(s) Lambert and Todd-- Concerning the role of Colorado in space and cyber defense.	1 2 3 4 5 6
	Laid over one day under Senate Rule 30(e).	7 8 9
HJR18-1008	by Representative(s) Lee and Sias; also Senator(s) Hill and Donovan--Concerning recognizing the positive impacts of adaptive sports programs on veterans in Colorado.	10 11 12
	Laid over one day under Senate Rule 30(e).	13 14 15 16 17 18
HJR18-1009	by Representative(s) Liston and Valdez, Neville P., Wilson, Buck, Pabon, Landgraf, Carver, Catlin, Coleman, Hansen, Hooton, Lebsock, McKean, Rankin, Reyher, Roberts, Sias; also Senator(s) Gardner and Garcia--Concerning the designation of the Fillmore Street bridge spanning Interstate 25 in Colorado Springs as the "Donald "Don" Stratton Bridge".	19 20 21 22 23 24 25 26
	Laid over one day under Senate Rule 30(e).	27 28 29 30
HJR18-1010	by Representative(s) Michaelson Jenet and Landgraf; also Senator(s) Coram and Court-- Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom.	31 32 33 34 35 36 37 38 39 40
	Laid over one day under Senate Rule 30(e).	41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62
INTRODUCTION OF BILLS -- FIRST READING		63 64 65 66 67
	The following bills were read by title and referred to the committees indicated:	
SB18-106	by Senator(s) Tate, Martinez Humenik, Moreno, Zenzinger; also Representative(s) Thurlow, Arndt, Gray, Hooton, McKean--Concerning obsolete statutory provisions related to a local government's pledging of sales or use tax revenues to pay for revenue bonds issued for the purpose of financing capital improvements. Local Government	68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000

SB18-112	by Senator(s) Jahn and Crowder; also Representative(s) Lawrence--Concerning an outdoor activity grant program for mental health therapy for veterans. State, Veterans, & Military Affairs	1 2 3 4
SB18-113	by Senator(s) Garcia, Court, Donovan, Fenberg, Fields, Kagan, Kefalas, Kerr, Merrifield, Williams A., Zenzinger; also Representative(s) Esgar--Concerning establishing the circle program for substance use disorders. State, Veterans, & Military Affairs	5 6 7 8 9
SB18-114	by Senator(s) Todd, Coram, Court, Crowder, Garcia, Kerr, Martinez Humenik, Merrifield, Williams A., Zenzinger; also Representative(s) McLachlan and Wilson, Arndt, Buckner, Melton, Michaelson Jenet, Pettersen, Singer--Concerning preventing suicide by strengthening life skills in students. State, Veterans, & Military Affairs	10 11 12 13 14 15
SB18-115	by Senator(s) Aguilar; also Representative(s) Pettersen--Concerning the prevention of self-dealing in referrals for medical services. State, Veterans, & Military Affairs	16 17 18 19
SB18-116	by Senator(s) Cooke; also Representative(s) Williams D. and Van Winkle--Concerning the issuance of capitol identification cards to members of the public to permit them entry to state buildings containing the legislative branch of state government without having to submit to personal security checks. Finance	20 21 22 23 24 25
SB18-117	by Senator(s) Donovan, Aguilar, Court, Fenberg, Jones, Kefalas, Kerr, Merrifield; also Representative(s) Hansen--Concerning the collection of greenhouse gas emissions data. State, Veterans, & Military Affairs	26 27 28 29
SB18-118	by Senator(s) Merrifield, Kagan, Kerr, Todd; also Representative(s) Arndt--Concerning restoring the authority of a school district board of education to approve a charter school. Education	30 31 32 33
SB18-119	by Senator(s) Gardner; --Concerning false imprisonment of a minor. Judiciary	34 35 36
SB18-120	by Senator(s) Williams A. and Priola, Aguilar, Court, Crowder, Fenberg, Garcia, Guzman, Kagan, Kerr, Merrifield, Moreno, Todd; also Representative(s) Jackson and Wilson, Becker K., Buckner, Coleman, Exum, Herod, Melton, Salazar, Weissman--Concerning the time allowed for a tenant to cure a lease violation for unpaid rent. Business, Labor, & Technology	37 38 39 40 41 42
SB18-121	by Senator(s) Tate, Martinez Humenik, Moreno, Zenzinger; also Representative(s) Arndt, Hooton, McKean, Thurlow--Concerning certain expenses allowed to a state employee when the employee is required to change his or her place of residence in connection with a change in job duties. State, Veterans, & Military Affairs	43 44 45 46 47 48
SB18-122	by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) McKean, Arndt, Thurlow, Hooton--Concerning clarifying that certain deputy sheriffs may serve without attaining certification from the peace officers standards and training board. Judiciary	49 50 51 52 53
SB18-123	by Senator(s) Sonnenberg; also Representative(s) Liston--Concerning asbestos trust claim transparency. Judiciary	54 55 56 57
SB18-124	by Senator(s) Hill; also Representative(s) Pabon--Concerning the removal of the thirty-day waiting period related to the sale of imported alcohol beverages. Business, Labor, & Technology	58 59 60 61
SB18-125	by Senator(s) Gardner and Kagan; --Concerning fiduciary responsibilities of title insurance entities to protect funds held in conjunction with real estate closing settlement services. Business, Labor, & Technology	62 63 64

SB18-126	by Senator(s) Grantham and Guzman, Baumgardner, Cooke, Coram, Crowder, Fenberg, Garcia, Gardner, Hill, Holbert, Lundberg, Marble, Priola, Scott, Smallwood, Tate, Williams A.; also Representative(s) Pabon and Van Winkle--Concerning the definition of a traditional large and premium cigar for purposes of the excise tax on tobacco products. Business, Labor, & Technology	1 2 3 4 5 6
SB18-127	by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Thurlow, Arndt, Hooton, McKean--Concerning the repeal of the department of revenue's requirement to publish an historical explanation of income tax rate modifications enacted in the state on every income tax return form. Finance	7 8 9 10 11 12
SB18-128	by Senator(s) Gardner; also Representative(s) Liston--Concerning a restriction on a state agency's authority to increase a fee. Finance	13 14 15 16
SB18-129	by Senator(s) Moreno, Martinez Humenik, Tate, Zenzinger; also Representative(s) Arndt, Hooton, McKean, Thurlow--Concerning the nonsubstantive reorganization of the law exempting from state sales tax certain drugs and medical and therapeutic devices. Health & Human Services	17 18 19 20 21
SB18-130	by Senator(s) Smallwood; --Concerning the repeal of the requirement that health insurance carriers report average reimbursement rates for inpatient care to the division of insurance. Health & Human Services	22 23 24 25
SB18-131	by Senator(s) Tate, Martinez Humenik, Moreno, Zenzinger; also Representative(s) Hooton, Arndt, McKean, Thurlow--Concerning modifications to the "State Employees Group Benefits Act". Health & Human Services	26 27 28 29 30
SB18-132	by Senator(s) Smallwood; also Representative(s) Kennedy--Concerning a waiver of federal law to permit insurance carriers to offer catastrophic health plans to any individual residing in Colorado. Health & Human Services	31 32 33 34 35
SB18-133	by Senator(s) Gardner; also Representative(s) Duran--Concerning performance funding in higher education fee-for-service contracts for awarding certificates. Education	36 37 38 39
SB18-134	by Senator(s) Cooke; also Representative(s) Arndt--Concerning the exemption of nonprofit water companies from regulation by the public utilities commission. Agriculture, Natural Resources, & Energy	40 41 42 43
SB18-135	by Senator(s) Gardner; --Concerning updates to the Colorado code of military justice. Judiciary	44 45 46
SB18-136	by Senator(s) Neville T., Lundberg, Smallwood, Tate; also Representative(s) Kraft-Tharp and Sias, Humphrey--Concerning fees for advising clients about the selection of an individual health benefit plan. Finance	47 48 49 50 51
SB18-137	by Senator(s) Scott, Holbert; --Concerning the creation of a grand slam wildlife raffle for hunting big game species in Colorado. Finance	52 53 54 55
SB18-138	by Senator(s) Gardner and Kerr; also Representative(s) Gray and Liston--Concerning authorization for retail sellers of alcohol beverages for on-premises consumption to sell remaining inventory to another on-premises retail seller of alcohol beverages with whom there is common ownership when no longer licensed to sell alcohol beverages for on-premises consumption. Business, Labor, & Technology	56 57 58 59 60 61 62
SB18-139	by Senator(s) Cooke; also Representative(s) Singer--Concerning statewide regulation of products that contain nicotine. Business, Labor, & Technology	63 64 65

SB18-140	by Senator(s) Merrifield, Kerr; --Concerning the penalties imposed on the driver of a motor vehicle who causes at least serious physical injuries to a vulnerable road user. Judiciary	1 2 3 4
SB18-141	by Senator(s) Court; also Representative(s) Wilson--Concerning voluntary contribution designations on the Colorado individual income tax return form. Finance	5 6 7 8
SB18-142	by Senator(s) Crowder and Kefalas, Aguilar; also Representative(s) Melton and Herod--Concerning the creation of a pilot project to facilitate sustainable communities based on affordable housing. State, Veterans, & Military Affairs	9 10 11 12 13
SB18-143	by Senator(s) Fenberg and Coram; also Representative(s) Arndt and Wilson--Concerning measures to increase revenue for the parks and wildlife division, and, in connection therewith, setting certain hunting, fishing, parks, and recreation fees. Finance	14 15 16 17 18
SB18-144	by Senator(s) Kerr; also Representative(s) Willett--Concerning the regulation of bicycles approaching intersections. State, Veterans, & Military Affairs	19 20 21 22
SB18-145	by Senator(s) Kefalas; also Representative(s) Ginal, Arndt--Concerning the implementation of employment first advisory partnership recommendations to advance competitive integrated employment for persons with disabilities. Business, Labor, & Technology	23 24 25 26 27
SB18-146	by Senator(s) Kefalas and Smallwood, Martinez Humenik, Aguilar, Coram, Crowder, Donovan, Garcia, Gardner, Jahn, Moreno, Tate, Todd, Williams A.; also Representative(s) Sias and Singer, Hansen, Kennedy--Concerning a requirement that a freestanding emergency department inform a person who is seeking medical treatment about the health care options that are available to the person. Health & Human Services	28 29 30 31 32 33 34
SB18-147	by Senator(s) Zenzinger and Coram, Aguilar, Court, Crowder, Donovan, Fenberg, Garcia, Guzman, Kerr, Martinez Humenik, Merrifield, Moreno, Priola, Todd; also Representative(s) McLachlan and Rankin, Lee, Pettersen, Roberts, Wilson--Concerning the educator loan forgiveness program to address educator shortages. Finance	35 36 37 38 39 40
SB18-148	by Senator(s) Martinez Humenik and Moreno; also Representative(s) Lawrence and Exum--Concerning the continuation of certain benefits through the "State Employee Group Benefits Act" for dependents of a state employee who dies in a work-related death. Health & Human Services	41 42 43 44 45
SB18-149	by Senator(s) Gardner; also Representative(s) Gray and Herod--Concerning records of the board of directors of the Denver health and hospital authority. Health & Human Services	46 47 48 49
SB18-150	by Senator(s) Fenberg and Lundberg; --Concerning measures to facilitate voter registration of individuals in the criminal justice system. State, Veterans, & Military Affairs	50 51 52 53
SB18-151	by Senator(s) Fields and Priola; also Representative(s) Buckner and Wilson--Concerning department of education research to develop bullying policies. Education	54 55 56 57
SB18-152	by Senator(s) Aguilar, Court, Guzman, Jones, Merrifield, Todd, Zenzinger; also Representative(s) Lontine--Concerning a prohibition against price gouging on certain prescription drugs. State, Veterans, & Military Affairs	58 59 60 61 62
SB18-153	by Senator(s) Kefalas; --Concerning the quality of behavioral health care related to suicide, and, in connection therewith, improving care coordination between behavioral health professionals. State, Veterans, & Military Affairs	63 64 65 66 67

SB18-154	by Senator(s) Fields; --Concerning a requirement for a local juvenile services planning committee to devise a plan to manage dually identified crossover youth.	1
	Judiciary	2
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SB18-155	by Senator(s) Aguilar; also Representative(s) Pettersen--Concerning hospital community benefit reporting.	5
	State, Veterans, & Military Affairs	6
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SB18-156	by Senator(s) Cooke; --Concerning the publication of fiscal information by a county.	9
	State, Veterans, & Military Affairs	10
		11
HB18-1022	by Representative(s) Sias and Kraft-Tharp; also Senator(s) Jahn and Neville T.--	12
	Concerning a requirement that the department of revenue issue a request for information for an electronic sales and use tax simplification system.	13
	Finance	14
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HB18-1031	by Representative(s) Melton and Ransom, Exum, Ginal, Valdez; also Senator(s) Cooke and Jones--Concerning employer entry into the fire and police pension association defined benefit system.	17
	Finance	18
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		21
HB18-1038	by Representative(s) Valdez, Kennedy, Liston; also Senator(s) Coram and Donovan--	22
	Concerning establishing a continuing education requirement for professional land surveyors.	23
	State, Veterans, & Military Affairs	24
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	On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, January 30, 2018.	29
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	Approved:	32
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		35
	Kevin J. Grantham	36
	President of the Senate	37
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	Attest:	39
		40
		41
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	Effie Ameen	43
	Secretary of the Senate	44

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

21st Legislative Day Tuesday, January 30, 2018

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Aguilar, Hill, Todd.
Present later--2, Aguilar, Todd.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Monday, January 29, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB18-067 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, line 13, after "PREMISES" insert "OR UNLICENSED PREMISES".

Page 3, line 18, strike "PREMISES." and substitute "PREMISES OR UNLICENSED PREMISES WHERE THE SPECIAL EVENT IS HELD.".

Page 3, line 19, strike "AND A" and substitute "AND, IF THE SPECIAL EVENT IS HELD ON A LICENSED PREMISES, THE LICENSEE ON WHOSE LICENSED PREMISES THE SPECIAL EVENT IS HELD, OR, IF THE SPECIAL EVENT IS HELD ON UNLICENSED PREMISES, THE PERSON ON WHOSE UNLICENSED PREMISES THE SPECIAL EVENT IS HELD,".

Page 3, strike line 20.

Page 3, line 21, strike "THE SPECIAL EVENT".

Page 3, line 23, strike "LICENSED".

Page 3, line 24, strike "LICENSED".

Page 3, line 26, after "HELD" insert "OR THE PERSON ON WHOSE UNLICENSED PREMISES THE SPECIAL EVENT IS HELD, AS APPLICABLE,".

Page 4, line 3, strike "LICENSED".

Page 4, strike lines 13 and 14 and substitute:

"(d) (I) A RETAILER LICENSED UNDER".

Page 4, line 16, strike "SECTION, IS" and substitute "SECTION IS NOT".

Page 4, line 18, strike "LICENSED" and after "PREMISES" insert "WHERE THE SPECIAL EVENT IS HELD".

Page 4, line 19, strike "LICENSEE" and substitute "LICENSED RETAILER THAT DONATED THE ALCOHOL BEVERAGES".

Page 4, after line 22 insert:

"(II) THE STATE AND LOCAL LICENSING AUTHORITIES SHALL CONSIDER MITIGATING FACTORS, INCLUDING A LICENSEE'S LACK OF KNOWLEDGE OF A VIOLATION, IN DETERMINING WHETHER TO HOLD A LICENSEE ON WHOSE LICENSED PREMISES THE SPECIAL EVENT WAS HELD RESPONSIBLE FOR ANY VIOLATION OF SECTION 12-47-901 THAT OCCURRED ON THE LICENSED PREMISES AND THAT WAS COMMITTED BY THE ORGANIZATION HOLDING THE SPECIAL EVENT.".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB18-105** 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 **SB18-068** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **SB18-016** be referred to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB18-076** 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 **SB18-048** be postponed indefinitely.

SENATE SERVICES REPORT

Correctly Printed: SB18-106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, and 156.

Correctly Engrossed: SB18-054, 055, 060, and 088.

Correctly Reengrossed: SB18-014 and 015.

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:

SB18-055 by Senator(s) Neville T.; also Representative(s) Van Winkle and Hooton, Ransom--
Concerning the crimes against children surcharge in cases involving trafficking of children.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	E
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Cooke, Court, Crowder, Donovan, Fields, Garcia, Gardner, Grantham, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SB18-060 by Senator(s) Coram; also Representative(s) Hamner--Concerning protective orders in criminal cases.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	E
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Court, Crowder, Fields, Garcia, Gardner, Grantham, Guzman, Kagan, Kefalas, Lambert, Martinez Humenik, Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

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:

SB18-054 by Senator(s) Crowder, Jahn, Lundberg, Neville T.; also Representative(s) Liston-- Concerning a limitation on the amount of an increase in fees assessed against assisted living residences by the department of public health and environment.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Cooke, Grantham, Guzman, Jones, Kagan, Kefalas, Lambert, Marble, Martinez Humenik, Smallwood, Sonnenberg, Tate, and Todd.

SB18-088 by Senator(s) Gardner, Aguilar, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, Todd, Williams A., Zenzinger; also Representative(s) Becker K., Arndt, Bridges, Buckner, Coleman, Duran, Esgar, Exum, Foote, Garnett, Gray, Hamner, Hansen, Herod, Hooton, Kennedy, Lawrence, Lee, Lontine, Melton, Michaelson Jenet, Pabon, Pettersen, Rankin, Roberts, Rosenthal, Salazar, Singer, Thurlow, Weissman, Young--Concerning clarification that retail marijuana sales are subject to sales taxes levied by certain limited purpose governmental entities.

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	Y	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	Y	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	Y	Hill	E	Marble	N	Tate	Y
Court	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Moreno.

CONSIDERATION OF RESOLUTIONS

HJR18-1003 by Representative(s) Lontine and Carver; also Senator(s) Cooke and Kagan--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

On motion of Senator Kagan, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR18-1004 by Representative(s) Esgar and Reyher; also Senator(s) Garcia and Crowder--Concerning the fiftieth anniversary of the capture of the U.S.S. Pueblo by North Korea.

On motion of Senator Garcia, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Donovan, Fenberg, Fields, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR18-1005 by Representative(s) Jackson and Ransom; also Senator(s) Williams A. and Crowder--Concerning recognition of African-American veterans.

On motion of Senator Williams, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, and Zenzinger.

HJR18-1006 by Representative(s) Pabon and Covarrubias; also Senator(s) Martinez Humenik and Aguilar--Concerning recognition of the contributions of Latina/o veterans.

On motion of Senator Aguilar, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR18-1007 by Representative(s) Weissman and Sandridge; also Senator(s) Lambert and Todd--Concerning the role of Colorado in space and cyber defense.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Williams A., and Zenzinger.

HJR18-1008 by Representative(s) Lee and Sias; also Senator(s) Hill and Donovan--Concerning recognizing the positive impacts of adaptive sports programs on veterans in Colorado.

On motion of Senator Donovan, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR18-1009 by Representative(s) Liston and Valdez, Neville P., Wilson, Buck, Pabon, Landgraf, Carver, Catlin, Coleman, Hansen, Hooton, Lebsock, McKean, Rankin, Reyher, Roberts, Sias; also Senator(s) Gardner and Garcia--Concerning the designation of the Fillmore Street bridge spanning Interstate 25 in Colorado Springs as the "Donald "Don" Stratton Bridge".

On motion of Senator Garcia, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR18-1010 by Representative(s) Michaelson Jenet and Landgraf; also Senator(s) Coram and Court--Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom.

On motion of Senator Court, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by a roll call vote:

MEMBER OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for a term expiring December 31, 2021:

Steven Paul Gabel of Eaton, Colorado, to serve as a member who has substantial experience in the production of agriculture, and as a Republican, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for terms expiring December 31, 2021:

Nancy Rau Tuor of Parker, Colorado, a Democrat, reappointed;

Jane Robbe Rhodes of Pueblo West, a Republican, reappointed.

YES	21	NO	13	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	Y
Coram	Y	Hill	E	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	N		

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, January 30, was laid over until Wednesday, January 31, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB18-069.

MESSAGE FROM THE HOUSE

January 30, 2018

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1048, 1023, 1024, 1026, 1027, 1044 amended as printed in House Journal, January 26, 2018.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1028, 1068, 1075, 1087.

MESSAGE FROM THE REVISOR OF STATUTES

January 30, 2018

We herewith transmit:

Without comment, HB18-1028, 1068, 1075, and 1087.
Without comment, as amended, HB18-1023, 1024, 1026, 1027, 1044, and 1048.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, January 31, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

22nd Legislative Day

Wednesday, January 31, 2018

Prayer By the chaplain, Former State Representative Ken Summers, Timberline Church, Fort Collins.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Hill, Marble.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Tuesday, January 30, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB18-100** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance	After consideration on the merits, the Committee recommends that SB18-061 be referred to the Committee on Appropriations with favorable recommendation.
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Finance After consideration on the merits, the Committee recommends that **SB18-046** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **SB18-066** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 1, strike "**repeal**" and substitute "**amend**".

Page 2, strike lines 4 and 5 and substitute "(1) (a) Unless continued or reestablished by the general assembly acting by bill, the division shall terminate on ~~July 1, 2024~~ JULY 1, 2049."

Transportation After consideration on the merits, the Committee recommends that **SB18-028** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, strike line 18 and substitute:

"(A) DISPLAYED HORIZONTALLY ON THE FRONT OF A MOTOR VEHICLE IN THE LOCATION DESIGNATED BY THE MOTOR VEHICLE MANUFACTURER;".

SENATE SERVICES REPORT

Correctly Reengrossed: SB18-054, 055, 060, and 088.
Correctly Revised: HJR18-1003, 1004, 1005, 1006, 1007, 1008, 1009, and 1010.
Correctly Enrolled: SJM18-001.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB18-157by Senator(s) Williams A., Aguilar, Court, Donovan, Fenberg, Fields, Garcia, Guzman, Jahn, Jones, Kagan, Kerr, Merrifield, Todd, Zenzinger; also Representative(s) Danielson, Arndt, Buckner, Coleman, Esgar, Exum, Hooton, Lontine, Melton, Michaelson Jenet, Rosenthal, Salazar, Weissman--Concerning the state women veterans office. State, Veterans, & Military Affairs

On motion of Assistant Majority Leader Scott, 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.

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

SB18-069by Senator(s) Holbert and Zenzinger; also Representative(s) Garnett and Becker J.-- Concerning enforcement of statewide degree transfer agreements.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, January 26, pages 89-90 and placed in members' bill files.)

Amendment No. 2(L.002), by Senators Holbert and Zenzinger.

Strike the Education Committee Report, dated January 25, 2018, and substitute:

"Amend printed bill, page 2, line 9, strike "may" and substitute "may SHALL".

Page 2, strike line 10 and substitute "~~credit hours of lower-division general education courses; except that the~~".

Page 2, line 16, after "program." insert "COURSES TO FULFILL GENERAL EDUCATION REQUIREMENTS. A STUDENT WHO TRANSFERS UNDER A STATEWIDE DEGREE TRANSFER AGREEMENT MAY BE REQUIRED TO COMPLETE LOWER-DIVISION COURSES THAT ARE PART OF THE MAJOR, BUT ARE NOT PART OF THE STATEWIDE DEGREE TRANSFER AGREEMENT, IF TAKING THE COURSES DOES NOT REQUIRE THE TRANSFER STUDENT TO TAKE MORE TOTAL CREDIT HOURS TO RECEIVE THE DEGREE THAN A NATIVE STUDENT AND DOES NOT EXTEND THE TOTAL TIME REQUIRED TO RECEIVE THE DEGREE BEYOND THAT REQUIRED FOR A NATIVE STUDENT.".

Page 2, line 17, strike "TO" and substitute "WHO TRANSFERS UNDER A STATEWIDE DEGREE TRANSFER AGREEMENT TO TAKE ANY COURSES BEYOND THE COURSES AUTHORIZED PURSUANT TO THIS SUBSECTION (7)(b)(II) IS RESPONSIBLE FOR THE TOTAL COST OF TUITION,".

Page 2, strike lines 18 and 19.

Strike lines 22 and 23 and substitute "ANY CREDIT HOURS THAT EXCEED THE TOTAL CREDIT HOURS REQUIRED FOR A NATIVE STUDENT OR THAT EXTEND THE TOTAL TIME TO RECEIVE THE DEGREE BEYOND THAT REQUIRED FOR A NATIVE STUDENT."

Page 2, line 24, strike "BACCALAUREATE DEGREE PROGRAM."."

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

SB18-071 by Senator(s) Jahn and Crowder, Lambert, Cooke, Garcia, Guzman, Moreno, Priola, Smallwood, Tate, Todd, Williams A.; also Representative(s) Esgar, Kennedy--Concerning an extension of the repeal of the state substance abuse trend and response task force.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-069 as amended.
Referred to Appropriations: SB18-071.

TRIBUTES

Honoring:

- Melissa Hart -- by Senator Angela Williams.
- Brett Smith -- by Senator Steve Fenberg.
- Jake Hansen -- by Senator Steve Fenberg.
- Charlie Papazian -- by Senator Steve Fenberg.
- Outdoor Retailer Show -- by Senator Kerry Donovan.
- Jennifer Bacon -- by Senator Angela Williams.
- Joe and Lucy Rodriguez -- by Senator Leroy Garcia.
- Deerhammer Distillery Co. -- by Senator Kerry Donovan.
- Big B's Delicious Orchards -- by Senator Kerry Donovan.
- Ozo Coffee Co. -- by Senator Steve Fenberg.
- Colorado 4-H -- by Senator Jerry Sonnenberg and Representative Jessie Danielson.
- Elysia Bassett -- by Senator Leroy Garcia.
- Hope House of Colorado -- by Senator Rachel Zenzinger.
- Sportline Team Sports -- by Senator Rachel Zenzinger.
- Ray and Priscilla Marshall -- by Senator Leroy Garcia.
- Tom and Nancy Bregar -- by Senator Leroy Garcia.
- Mikaela Shiffrin -- by Senator Kevin Priola and Representative Edie Hooton.
- Auden Schendler -- by Senator Kerry Donovan.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, February 1, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

23rd Legislative Day Thursday, February 1, 2018

Prayer By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Aguilar, Scott, Zenzinger.
Present later--1, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Wednesday, January 31, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that SB18-101 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 The Committee on State, Veterans, & Military Affairs 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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2021:

Suzanne Janeen Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Karen Marلمان Frame of Greenwood Village, Colorado to serve as an individual from the State's financial or business community experienced in personnel or corporate administration, and occasioned by the resignation of Shawn Michael Turner of Denver, Colorado, appointed.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB18-002 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "(32)(a)" and substitute "(32)(a); and repeal (19.3).".

Page 3, strike lines 6 through 9 and substitute "second downstream and one megabit per second upstream or at measurable speeds at least equal to the federal communications commission's definition of high-speed internet access or broadband, whichever is faster, with:".

Page 3, after line 9 insert:

~~"(19.3) "Nondiscriminatory and competitively neutral basis" means that decisions by the commission concerning the distribution of high cost support mechanism funding to eligible providers shall be made using regulatory principles that are neutral in their effect, that do not favor one class of providers over another, and that do not result in the imposition of regulatory requirements or costs on one class of eligible providers that are not imposed on others."~~

Page 3, strike lines 14 and 15 and substitute:

"(II) Consists of ONLY A SINGLE AREA OF one or more contiguous census blocks in which:".

Page 3, strike lines 20 and 21 and substitute:

"(B) NO INCUMBENT BROADBAND PROVIDER IS RECEIVING OR HAS BEEN AWARDED FEDERAL BROADBAND SUPPORT, WITH RESPECT TO A PROJECT FOR WHICH CONSTRUCTION HAS NOT YET BEEN COMPLETED, FOR A BROADBAND NETWORK TO SERVE A MAJORITY OF THE HOUSEHOLDS IN EACH INDIVIDUAL CENSUS BLOCK IN THE SAME AREA."

Page 3, strike line 23 and substitute "(2)(a)(II), (2)(a)(III), and (3)(a); and **add** (2)(a)(IV), (2)(a)(V), (4), (5), and (6) as follows:".

Page 3, strike line 26 and substitute "- **repeal.** (2) (a) (II) The commission shall ensure that no local exchange provider is receiving funds from this or any other source that, together with local exchange service revenues, exceeds the cost of providing local exchange service to the provider's customers. The high cost support mechanism shall be supported and distributed equitably and on a nondiscriminatory, competitively neutral basis through a neutral assessment on all telecommunications providers in Colorado.

(III) The commission ~~at its regularly scheduled meetings~~."

Page 4, line 1, strike "amount" and substitute "**amount** RATE".

Page 4, line 5, strike "AMOUNT" and substitute "SURCHARGE RATE".

Page 4, line 7, strike "HIGH COST SUPPORT MECHANISM" and substitute "SURCHARGE".

Page 4, line 8, strike "BY THE SURCHARGE".

Page 4, after line 23 insert:

"(V) IN ACCORDANCE WITH SUBSECTION (2)(a)(IV) OF THIS SECTION, THE COMMISSION, IN MAKING DISTRIBUTIONS OF HIGH COST SUPPORT MECHANISM MONEY IN THE YEARS 2019 THROUGH 2023, SHALL NEITHER:

(A) MAKE EFFECTIVE COMPETITION DETERMINATIONS; NOR

(B) APPLY ANY SECTION OF THIS ARTICLE 15 THAT REQUIRES AN EFFECTIVE COMPETITION DETERMINATION BE MADE OR THAT IN ANY WAY CONFLICTS WITH SUBSECTION (2)(a)(IV) OF THIS SECTION WITH REGARD TO THE DISTRIBUTIONS.

(3) (a) There is hereby created, in the state treasury, the Colorado high cost administration fund, referred to in this section as the "fund", which shall be used to reimburse the commission and its contractors for reasonable expenses incurred in the administration of the high cost support mechanism, including administrative costs incurred in association with broadband service, as determined by rules of the commission. The general assembly shall appropriate annually the ~~moneys~~ MONEY in the fund that ~~are~~ IS to be used for the direct and indirect administrative costs incurred by the commission and its contractors. At the end of any fiscal year, all unexpended and unencumbered ~~moneys~~ MONEY in the fund ~~remain~~ REMAINS in the fund and shall not be credited or transferred to the general fund or any other fund. ~~Based upon the high cost support mechanism, the balance remaining in the fund, and the~~

~~amount appropriated annually by the general assembly for use by the commission, each year the commission shall determine the nondiscriminatory, competitively neutral assessment on all telecommunications service providers in Colorado that will be necessary to cover the cost of implementing and administering the high cost support mechanism. Only the moneys MONEY from the assessment IN THE HIGH COST SUPPORT MECHANISM THAT IS NECESSARY for administering the high cost support mechanism shall be transmitted to the state treasurer, who shall credit the same to the fund. All interest derived from the deposit and investment of moneys MONEY in the fund remain REMAINS in the fund and do DOES not revert to the general fund."~~

Page 5, line 3, strike "SEPTEMBER" and substitute "DECEMBER".

Page 5, after line 4 insert:

"(5) ON OR BEFORE DECEMBER 31, 2018, THE COMMISSION SHALL ESTABLISH A PLAN TO ELIMINATE, ON AN EXCHANGE-AREA-BY-EXCHANGE-AREA BASIS, OBLIGATIONS IMPOSED PURSUANT TO SECTIONS 40-15-401 (1)(b)(IV) AND 40-15-502 (5)(b) AND (6)(a) IN THE SAME PROPORTIONS AND AT THE SAME TIMES THAT HIGH COST SUPPORT MECHANISM DISTRIBUTIONS FOR BASIC SERVICE ARE REDUCED PURSUANT TO SUBSECTION (2)(a)(IV) OF THIS SECTION."

Renumber succeeding subsection accordingly.

Page 5, line 11, strike lines 11 and 12 and substitute "(5)(a), (5)(b), (5)(c) introductory portion, (5)(c)(III), (5)(c)(IV), (5)(f), (7), (8)(a), (8)(c), (8)(j), (9)(a) introductory portion, and (11); **repeal** (4)(b) and (6); and **add** (5)(g), (8)(c.5), (8.5), (10.5) and (10.7) as follows:".

Page 5, line 14, after "**creation** -" insert "**definitions** -".

Page 5, after line 25 insert:

"(b) The board consists of ~~sixteen~~ SEVENTEEN MEMBERS, SIXTEEN OF WHOM ARE VOTING members. The members of the board shall be selected on the basis of their knowledge of and interest in broadband service and shall serve for four-year terms. ~~except that, of the members first appointed to the board, eight members shall serve for terms of two years and eight members shall serve for terms of four years.~~ A member of the board shall not serve more than two consecutive full four-year terms.

(c) No more than eight VOTING members of any one major political party may serve on the board at the same time. Members of the board are entitled to seventy-five dollars per diem for attendance at official meetings plus actual and necessary expenses incurred in the conduct of official business. Members of the board shall be appointed as follows:

(III) ~~Six~~ EIGHT voting members representing the broadband industry:

(A) One of whom represents a wireless provider, as appointed by the minority leader of the house of representatives;

(B) One of whom represents a wireline provider, as appointed by the minority leader of the senate;

(C) One of whom represents a broadband satellite provider, as appointed by the governor;

(D) One of whom represents a cable provider, as appointed by the president of the senate;

(E) One of whom represents a rural local exchange carrier, as appointed by the governor; ~~and~~

(F) One of whom represents a competitive local exchange carrier, as appointed by the speaker of the house of representatives;

(G) ONE OF WHOM REPRESENTS A CABLE PROVIDER SERVING RURAL AREAS, AS APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(H) ONE OF WHOM REPRESENTS ANY OTHER BROADBAND PROVIDER, AS APPOINTED BY THE SPEAKER OF THE HOUSE OF

REPRESENTATIVES.
(IV) ~~Three~~ TWO voting members of the public:
(A) One of whom resides in an unserved area of the western slope of the state, as appointed by the president of the senate; AND
(B) One of whom resides in an unserved area of the eastern slope of the state, as appointed by the minority leader of the house of representatives. and
(C) ~~One of whom resides in an unserved urban area of the state, as appointed by the speaker of the house of representatives."~~

Page 5, strike lines 26 and 27 and substitute:

"(f) (I) If a board member has a conflict of interest with respect to any matter addressed by the board, including a financial interest in the matter, the member shall recuse himself or herself from any discussion or decisions on the matter.
(II) (A) A BOARD MEMBER APPOINTED PURSUANT TO SUBSECTION (5)(c)(I), (5)(c)(II), OR (5)(c)(IV) OF THIS SECTION IS NOT DEEMED TO HAVE A CONFLICT OF INTEREST MERELY BY VIRTUE OF RESIDING IN OR REPRESENTING AN UNSERVED AREA OR AN AREA THAT IS THE SUBJECT OF AN APPLICATION BEFORE THE BOARD.
(B) A BOARD MEMBER APPOINTED PURSUANT TO SUBSECTION (5)(c)(III) OF THIS SECTION IS DEEMED TO HAVE A CONFLICT OF INTEREST WITH RESPECT TO AN APPLICATION FILED BY AN ENTITY THAT THE BOARD MEMBER REPRESENTS; HOWEVER, IF SUCH APPLICATION IS FILED, THE BOARD MEMBER MAY STILL PARTICIPATE IN DISCUSSIONS ABOUT OTHER APPLICATIONS BEFORE THE BOARD, BUT SHALL NOT VOTE ON THOSE OTHER APPLICATIONS.
(g) IN THE EVENT OF A TIE VOTE OF THE BOARD, THE APPLICATION, APPEAL, PROPOSITION, OR OTHER MATTER BEING VOTED UPON FAILS.
(6) ~~The board's powers and duties commence three months after moneys are first allocated from the HCSM to the fund.~~
(7) ~~For a period of at least six months before accepting applications for proposed projects, The board shall provide notice to and"~~

Page 6, strike lines 1 through 4.

Page 6, line 5, strike "providers" and substitute "providers, INCUMBENT BROADBAND PROVIDERS,".

Page 6, after line 14 insert:

"(a) Developing a project application process that places the burden on an eligible applicant to demonstrate that its proposed project meets the project eligibility criteria established in this subsection (8), including a requirement that the proposal concern a new project, and not a project already in progress, and a requirement to prove that the area to be served by the proposed project is an unserved area. To prove that the area to be served is an unserved area, the applicant must submit a map demonstrating the insufficient availability of broadband service in the area. The applicant must submit the application and map to the board; the board of county commissioners, city council, or other local entity with authority over the area to be served; and ~~an~~ ALL incumbent ~~provider~~ PROVIDERS OR INCUMBENT BROADBAND PROVIDERS THAT PROVIDE BROADBAND INTERNET SERVICE OR BROADBAND SERVICE IN THE AREA PROPOSED TO BE SERVED IN THE APPLICATION. The board shall establish a notice and comment period of at least sixty days within which the local entity may review and comment on the application.
(c) ~~Minimizing~~ DENYING FUNDING FOR conflicts with, or duplication IN WHOLE OR IN PART of, federal sources of high cost support or federal broadband grants FOR CONSTRUCTION OF A BROADBAND NETWORK so as to maximize the total available state and federal support for rural broadband development;
(c.5) DENYING FUNDING FOR OVERBUILDING, IN WHOLE OR IN PART, OF EXISTING BROADBAND NETWORKS IN AREAS THAT DO NOT MEET THE DEFINITION OF UNSERVED AREA IN ORDER TO MAXIMIZE THE TOTAL

AVAILABLE SUPPORT FOR FINANCING RURAL BROADBAND DEVELOPMENT;".

Page 6, strike lines 19 through 23 and substitute "PROJECT. THE BOARD MAY APPROVE MORE THAN ONE OF THE APPLICANT'S PROJECTS WITHIN A SINGLE YEAR."

Page 7, strike line 2 and substitute "GRANT APPLICATION, OR BOTH. IF A PROVIDER OF BROADBAND SERVICE OR A BROADBAND NETWORK THAT ALLEGES FUNDING PROVIDED PURSUANT TO THIS SECTION WILL OVERBUILD OR DUPLICATE, IN WHOLE OR IN PART, THE PROVIDER'S BROADBAND NETWORK, THE PROVIDER IS AN AGGRIEVED PARTY WITH STANDING TO APPEAL UNDER THIS SUBSECTION (8)(j)(III)."

Page 7, after line 7 insert:

"(8.5) (a) THE BOARD SHALL DENY AN APPLICATION THAT CONTAINS AN AREA THAT DOES NOT MEET THE DEFINITION OF UNSERVED AREA AND SHALL GRANT AN APPEAL TO AN INCUMBENT BROADBAND PROVIDER THAT DEMONSTRATES, BY A PREPONDERANCE OF THE EVIDENCE, THAT AN AREA COVERED BY AN APPLICATION DOES NOT MEET THE DEFINITION OF UNSERVED AREA.

(b) IF ALL OTHER APPLICATION REQUIREMENTS, INCLUDING CONTIGUITY, REMAIN MET, AN APPLICATION MAY BE AMENDED AT ANY TIME TO REMOVE FROM THE APPLICATION COVERAGE OF AN AREA THAT DOES NOT MEET THE CRITERIA ESTABLISHED PURSUANT TO THIS SECTION."

Page 7, strike lines 16 through 27 and substitute:

"(10.5) THE BOARD SHALL MAKE EVERY EFFORT TO ENSURE THAT A PROJECT FUNDED PURSUANT TO THIS SECTION DOES NOT DUPLICATE ANOTHER BROADBAND PROJECT OR BROADBAND NETWORK, INCLUDING ANY PROJECT SUPPORTED OR APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS."

Page 8, strike lines 1 through 13 and substitute:

"(10.7) AS USED IN THIS SECTION:
(a) "INCUMBENT BROADBAND PROVIDER" MEANS A PROVIDER THAT OFFERS BROADBAND INTERNET SERVICE OVER A BROADBAND NETWORK IN AN AREA COVERED BY AN APPLICATION FILED PURSUANT TO THIS SECTION.
(b) "OVERBUILD" OR "OVERBUILDING" MEANS PROVIDING A BROADBAND NETWORK TO RESIDENTIAL OR BUSINESS ADDRESSES THAT:
(I) AT THE TIME OF APPLICATION, EITHER HAVE ACCESS TO A BROADBAND NETWORK OR HAVE RECEIVED FEDERAL SOURCES OF HIGH COST SUPPORT OR FEDERAL BROADBAND GRANTS TO PROVIDE ACCESS TO A BROADBAND NETWORK; AND
(II) ACCOUNT FOR TEN PERCENT OR MORE OF THE TOTAL RESIDENTIAL AND BUSINESS ADDRESSES TO BE SERVED BY A PROPOSED PROJECT."

SENATE SERVICES REPORT

Correctly Printed: SB18-157.
Correctly Engrossed: SB18-069.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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

SB18-067
by Senator(s) Zenzinger and Priola, Cooke, Coram, Donovan, Fenberg, Garcia, Guzman, Holbert, Jahn, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Smallwood, Tate, Todd, Williams A.; also Representative(s) Kraft-Tharp, Becker J., Benavidez, Bridges, Esgar, Garnett, Ginal, Gray, Hooton, Jackson, Kennedy, Lawrence, Leonard, McKean, McLachlan, Michaelson Jenet, Roberts, Sias, Thurlow, Van Winkle, Winter, Wist--Concerning the ability of certain organizations conducting a special event to auction alcohol beverages in sealed containers for fundraising purposes under specified circumstances.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 30, pages 105-106 and placed in members' bill files.)

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

SB18-105
by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning clarifying changes to provisions that were contained in House Bill 17-1367.

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

SB18-076
by Senator(s) Lundberg; also Representative(s) Melton--Concerning a ban on vote trading.

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 Fenberg, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	E
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-067 as amended, SB18-105, SB18-076.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, February 1, was laid over until Friday, February 2, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: SB18-069.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Representative Van Winkle was added as a House joint prime sponsor on SB18-067 with Senators Zenzinger and Priola and Representative Kraft-Tharp.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR18-1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010.

Journal correction:

Page 117, after line 43, insert:

"TRIBUTES

Honoring:

- Melissa Hart -- by Senator Angela Williams.
- Brett Smith -- by Senator Steve Fenberg.
- Jake Hansen -- by Senator Steve Fenberg.
- Charlie Papazian -- by Senator Steve Fenberg.
- Outdoor Retailer Show -- by Senator Kerry Donovan.
- Jennifer Bacon -- by Senator Angela Williams.
- Joe and Lucy Rodriguez -- by Senator Leroy Garcia.
- Deerhammer Distillery Co. -- by Senator Kerry Donovan.
- Big B's Delicious Orchards -- by Senator Kerry Donovan.
- Ozo Coffee Co. -- by Senator Steve Fenberg.
- Colorado 4-H -- by Senator Jerry Sonnenberg and Representative Jessie Danielson.
- Elysia Bassett -- by Senator Leroy Garcia.
- Hope House of Colorado -- by Senator Rachel Zenzinger.
- Sportline Team Sports -- by Senator Rachel Zenzinger.
- Ray and Priscilla Marshall -- by Senator Leroy Garcia.
- Tom and Nancy Bregar -- by Senator Leroy Garcia.
- Mikaela Shiffrin -- by Senator Kevin Priola and Representative Edie Hooton.
- Auden Schendler -- by Senator Kerry Donovan.

"

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, February 2, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

24th Legislative Day Friday, February 2, 2018

- Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.
- Call to Order By the President Pro Tempore at 9:00 a.m.
- Roll Call Present--32
Excused--3, Aguilar, Grantham, Martinez Humenik.
Present later--1, Grantham.
- Quorum The President announced a quorum present.
- Pledge By Senator Gardner.
- Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Thursday, February 1, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-064 be postponed indefinitely.
- Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-063 be postponed indefinitely.
- Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-042 be referred to the Committee on Appropriations with favorable recommendation.
- Health & Human Services After consideration on the merits, the Committee recommends that SB18-093 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-093,".
- Education After consideration on the merits, the Committee recommends that SB18-085 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 11, strike "DISTRICT" and substitute "DISTRICT, CHARTER SCHOOL, INSTITUTE CHARTER SCHOOL,".

Page 5, strike line 16 and substitute "plan; EXCEPT THAT THE STIPENDS MAY ONLY BE USED TO OFFSET COSTS ASSOCIATED WITH AN INSTITUTION OF HIGHER EDUCATION OR AN ALTERNATIVE LICENSURE PROGRAM THAT IS APPROVED BY THE STATE BOARD OF EDUCATION.".

Education	After consideration on the merits, the Committee recommends that SB18-012 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
Finance	After consideration on the merits, the Committee recommends that SB18-077 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend printed bill, page 3, strike lines 3 through 10 and substitute: "39-26-719. Motor vehicles - definitions. (3) (a) THE SALE OF A MOTOR VEHICLE FOR WHICH A CERTIFICATE OF TITLE HAS PREVIOUSLY BEEN ISSUED IN THE STATE IS EXEMPT FROM THE TAX IMPOSED IN ACCORDANCE WITH PART 1 OF THIS ARTICLE 26. (b) THE STORAGE, USE, AND CONSUMPTION OF A MOTOR VEHICLE THAT IS EXEMPT IN ACCORDANCE WITH SUBSECTION (3)(a) OF THIS SECTION IS EXEMPT FROM THE TAX IMPOSED IN ACCORDANCE WITH PART 2 OF THIS ARTICLE 26." Reletter succeeding paragraphs accordingly.	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22
Finance	After consideration on the merits, the Committee recommends that SB18-073 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 2, line 8, strike "PERSON." and substitute "PERSON IN ACCORDANCE WITH SUBSECTIONS (1) AND (2) OF THIS SECTION." Page 2, line 12, strike "SEVENTY-TWO HOURS" and substitute "FIVE BUSINESS DAYS". Page 2, line 14, after "DATE" insert "AND TIME". Page 2, strike lines 18 through 22 and substitute "VEHICLE; AND (IV) AN AFFIDAVIT, SIGNED UNDER PENALTY OF PERJURY, THAT THE REQUIREMENTS FOR THE TRANSFER OF OWNERSHIP IN SUBSECTIONS (1) AND (2) OF THIS SECTION HAVE BEEN SATISFIED." Page 3, line 5, strike "AND". Page 3, line 8, strike "VEHICLE." and substitute "VEHICLE; AND (V) FORWARD A COPY OF THE REPORT TO EACH LIENHOLDER OF RECORD." Page 3, line 9, strike "(d)" and substitute "(d) (I)". Page 3, line 13, strike "(I)" and substitute "(A)". Page 3, line 15, strike "(II)" and substitute "(B)". Page 3, after line 15 insert: "(II) THIS SUBSECTION (3)(d) DOES NOT APPLY TO A CIVIL OR CRIMINAL ACTION IF THE ACTION IS BROUGHT AGAINST THE OWNER FOR THE OWNER'S: (A) NEGLIGENCE IN PERMITTING THE PURCHASER TO DRIVE THE MOTOR VEHICLE AT THE TIME OF SALE; (B) FAILURE TO COMPLY WITH ANY LAW GOVERNING THE SALE OF THE MOTOR VEHICLE; (C) NEGLIGENCE IN SELLING THE MOTOR VEHICLE; (D) MATERIAL MISSTATEMENT OR OMISSION ABOUT THE CONDITION OF THE MOTOR VEHICLE; OR (E) FAILURE TO MAKE ANY DISCLOSURE REQUIRED BY LAW. (e) A REPORT FILED UNDER THIS SUBSECTION (3) DOES NOT EXTINGUISH OR IMPAIR THE RIGHTS OF ANY LIENHOLDER."	23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67

SENATE SERVICES REPORT

Correctly Engrossed: SB18-067, 076, and 105.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR18-004 by Senator(s) Sonnenberg and Fields; also Representative(s) Lawrence--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

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:

SB18-067 by Senator(s) Zenzinger and Priola, Cooke, Coram, Donovan, Fenberg, Garcia, Guzman, Holbert, Jahn, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Smallwood, Tate, Todd, Williams A.; also Representative(s) Kraft-Tharp and Van Winkle, Becker J., Benavidez, Bridges, Esgar, Garnett, Ginal, Gray, Hooton, Jackson, Kennedy, Lawrence, Leonard, McKean, McLachlan, Michaelson Jenet, Roberts, Sias, Thurlow, Winter, Wist-- Concerning the ability of certain organizations conducting a special event to auction alcohol beverages in sealed containers for fundraising purposes under specified circumstances.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Baumgardner, Court, Crowder, Fields, Grantham, Jones, Lambert, Marble, Neville T., Scott, and Sonnenberg.

SB18-105 by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning clarifying changes to provisions that were contained in House Bill 17-1367.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder, Grantham, Holbert, Marble, and Tate.

SB18-076 by Senator(s) Lundberg; also Representative(s) Melton--Concerning a ban on vote trading.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Cooke, Fenberg, Grantham, Holbert, Kefalas, Kerr, Marble, Neville T., Scott, Smallwood, Sonnenberg, Tate, and Todd.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB18-069 by Senator(s) Holbert and Zenzinger; also Representative(s) Garnett and Becker J.--Concerning enforcement of statewide degree transfer agreements.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Moreno, Neville T., Priola, Scott, Sonnenberg, Tate, Todd, and Williams A.

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

SB18-100 by Senator(s) Neville T., Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning disclosure of additional mandatory charges by motor vehicle rental companies.
Ordered engrossed and placed on the calendar for third reading and final passage.

SB18-046 by Senator(s) Moreno; --Concerning authorization to increase the minimum donation required to be issued a certificate that qualifies a person to be issued a group special license plate.
Ordered engrossed and placed on the calendar for third reading and final passage.

SB18-028 by Senator(s) Scott; also Representative(s) Bridges--Concerning the repeal of certain requirements for where a license plate is mounted on a motor vehicle.
Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 115 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 Garcia, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:
Passed on second reading: SB18-100, SB18-046, SB18-028 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR18-003.

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, February 5, 2018.

Approved:

Jerry Sonnenberg
President Pro Tempore
of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

27th Legislative Day Monday, February 5, 2018

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
Excused--1, Merrifield.

Quorum The President announced a quorum present.

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

Pledge By Maya and Layla Donahue.

Reading of the Journal On motion of Senator Court, reading of the Journal of Friday, February 2, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SJR18-004.
Correctly Engrossed: SB18-028, 046, and 100; SJR18-004.
Correctly Reengrossed: SB18-067, 069, 076, and 105.

MESSAGE FROM THE HOUSE

February 2, 2018

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1010, 1079, amended as printed in House Journal, February 1, 2018.

MESSAGE FROM THE REVISOR OF STATUTES

February 2, 2018

We herewith transmit:

Without comment, as amended, HB18-1010 and 1079.

On motion of Majority Leader Holbert, 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.

Senate in recess. Senate reconvened.

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:

SB18-100 by Senator(s) Neville T., Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning disclosure of additional mandatory charges by motor vehicle rental companies.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	E	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Cooke, Court, Crowder, Gardner, Grantham, Guzman, Holbert, Jones, Kagan, Kefalas, Lundberg, Marble, Martinez Humenik, Moreno, Priola, Scott, Smallwood, Tate, and Todd.

SB18-046 by Senator(s) Moreno; also Representative(s) Michaelson Jenet--Concerning authorization to increase the minimum donation required to be issued a certificate that qualifies a person to be issued a group special license plate.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	E	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Crowder and Kefalas.

SB18-028 by Senator(s) Scott; also Representative(s) Bridges--Concerning the repeal of certain requirements for where a license plate is mounted on a motor vehicle.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	E	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Gardner, Grantham, Guzman, Holbert, Jones, Kagan, Lundberg, Marble, Smallwood, Tate, Todd, and Zenzinger.

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

SB18-101 by Senator(s) Holbert and Todd, Gardner, Merrifield, Priola; also Representative(s) Hamner and Van Winkle--Concerning student admission to Colorado state university - global campus.

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 Kefalas, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	E	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-101.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-009 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 4, strike "distributed electricity" and substitute "energy".

Page 2, line 10, after the semicolon add "AND".

Page 2, line 14, strike "ELECTRICITY" and substitute "ENERGY".

Page 2, strike lines 15 through 21 and substitute "OTHER DISTRIBUTED RESOURCES, AN EFFECTIVE WAY FOR RESIDENTS TO PROVIDE THEIR OWN RELIABLE AND EFFICIENT SUPPLY OF ELECTRICITY."

Page 2, line 23, strike "REDUCE" and substitute "LIMIT".

Page 3, line 1, strike "ELECTRICITY" and substitute "ENERGY".

Page 3, line 3, strike "ELECTRICITY" and substitute "ENERGY".

Page 3, strike lines 9 through 12 and substitute:
"(a) "ENERGY STORAGE SYSTEM" MEANS ANY COMMERCIALY AVAILABLE, CUSTOMER-SITED SYSTEM, INCLUDING BATTERIES AND THE BATTERIES PAIRED WITH ON-SITE GENERATION, THAT IS CAPABLE OF RETAINING, STORING, AND DELIVERING ENERGY BY CHEMICAL, THERMAL, MECHANICAL, OR OTHER MEANS."

Page 3, line 19, strike "DISTRIBUTED ELECTRICITY" and substitute "ENERGY".

Page 3, line 22, strike "REDUCE" and substitute "LIMIT".

Page 3, line 24, strike "ELECTRICITY" and substitute "ENERGY".

Page 3, line 26, strike "DISTRIBUTED ELECTRICITY" and substitute "ENERGY".

Page 4, line 4, strike "DISTRIBUTED ELECTRICITY" and substitute "ENERGY".

Page 4, line 9, strike "DISTRIBUTED ELECTRICITY" and substitute "ENERGY".

Page 4, strike lines 10 through 13 and substitute "SYSTEMS; EXCEPT THAT THE COMMISSION MAY AUTHORIZE THE REQUIREMENT OF METERING FOR CERTAIN LARGE ENERGY STORAGE SYSTEMS, AS DETERMINED BY THE COMMISSION."
(4) NOTHING IN THIS SECTION ALTERS OR SUPERSEDES ANY EXISTING ELECTRICAL PERMIT REQUIREMENTS OR ANY LICENSING OR CERTIFICATION REQUIREMENTS FOR INSTALLERS, MANUFACTURERS, OR EQUIPMENT."

Page 1, line 102, strike "ELECTRICITY" and substitute "ENERGY".

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders--Second Reading of Bills Calendar (SB18-002) of Monday, February 5, was laid over until Wednesday, February 7, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2021:

Suzanne Janeen Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Karen Marلمان Frame of Greenwood Village, Colorado to serve as an individual from the State's financial or business community experienced in personnel or corporate administration, and occasioned by the resignation of Shawn Michael Turner of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	E	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Senate in recess. Senate reconvened.

COMMITTEE APPOINTMENTS

February 5, 2018

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator Nancy Todd replacing Senator Angela Williams to serve on the Joint Technology Committee effective immediately.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Sharon Eubanks, Director of OLLS
Susan Liddle

MESSAGE FROM THE HOUSE

February 5, 2018

Mr. President:

The House has adopted and returns herewith SJR18-004.

INTRODUCTION OF MEMORIALS

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

SJM18-003 by Senator(s) Garcia, Aguilar, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Guzman, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Marble, Merrifield, Moreno, Todd, Williams A., Zenzinger; also Representative(s) Covarrubias and Esgar, Arndt, Benavidez, Buckner, Exum, Garnett, Hamner, Herod, Hooton, Landgraf, Lee, Liston, Lundeen, Melton, Pabon, Pettersen, Reyher, Roberts, Rosenthal, Singer, Valdez, Winter, Young--Concerning memorializing Congress to approve and fund a new Veterans Administration hospital in southern Colorado.

Laid over until Wednesday, February 7, retaining its place on the calendar.

SJM18-004 by Senator(s) Garcia; also Representative(s) Esgar--Memorializing former Congressman Ray Kogovsek.

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB18-158 by Senator(s) Coram and Garcia; also Representative(s) Duran and Catlin--Concerning measures to increase school district access to interoperable communication technology to improve school safety.
Education

SB18-159 by Senator(s) Zenzinger; --Concerning permitting a public school to include operation as a community school in its innovation plan.
Education

SB18-160 by Senator(s) Lambert; also Representative(s) Hamner--Concerning the authority to operate certain teacher development programs, and, in connection therewith, establishing alternative licensure programs and induction programs.
Education

SB18-161 by Senator(s) Smallwood, Aguilar, Gardner, Kefalas, Neville T., Priola, Tate; also Representative(s) Kraft-Tharp and Landgraf--Concerning repeal of the behavioral health transformation council.
Health & Human Services

SB18-162 by Senator(s) Martinez Humenik, Merrifield, Priola; also Representative(s) Buckner and Wilson, Pettersen--Concerning substitute child care providers.
Health & Human Services

SB18-163 by Senator(s) Martinez Humenik and Merrifield, Priola; also Representative(s) Pettersen and Wilson, Buckner--Concerning an extension of the repeal of the early childhood and school readiness legislative commission.
Health & Human Services

SB18-164 by Senator(s) Moreno, Martinez Humenik, Tate, Zenzinger; also Representative(s) Thurlow, Arndt, Hooton, McKean--Concerning the repeal of reporting requirements for certain unfunded programs in the department of human services until such time as funding is received.
Health & Human Services

SB18-165 by Senator(s) Neville T. and Todd, Donovan, Smallwood; also Representative(s) Winter and Saine, Kraft-Tharp--Concerning requirements for public administrators.
Finance

SB18-166 by Senator(s) Coram; also Representative(s) Herod--Concerning changing the maximum jail sentence for certain crimes from one year to three hundred sixty-four days.
Judiciary

HB18-1010	by Representative(s) Lee and Wilson; also Senator(s) Coram--Concerning youth committed to the department of human services, and, in connection therewith, requiring the department to report certain data and adding members to the youth restraint and seclusion working group. Judiciary	1 2 3 4 5 6
HB18-1023	by Representative(s) Herod; also Senator(s) Gardner--Concerning the nonsubstantive relocation of laws related to legalized marijuana from title 12, Colorado Revised Statutes, as part of the organizational recodification of title 12. Judiciary	7 8 9 10 11
HB18-1024	by Representative(s) Lee; also Senator(s) Kagan, Cooke--Concerning the nonsubstantive relocation of laws related to the regulation of racing from title 12, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	12 13 14 15 16
HB18-1026	by Representative(s) Herod; also Senator(s) Cooke and Gardner--Concerning the nonsubstantive relocation of the law creating the liquor enforcement division and state licensing authority cash fund from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	17 18 19 20 21 22
HB18-1027	by Representative(s) Wist; also Senator(s) Kagan--Concerning the nonsubstantive relocation of laws related to the regulation of the lottery from title 24, Colorado Revised Statutes, to a new title 44 as part of the organizational recodification of title 12. Judiciary	23 24 25 26 27
HB18-1028	by Representative(s) Kraft-Tharp and Wist; also Senator(s) Court and Tate--Concerning clarification of the standard required for applications for a court order to require compliance with investigations of deceptive trade practices. Judiciary	28 29 30 31 32
HB18-1044	by Representative(s) Kraft-Tharp; also Senator(s) Priola--Concerning the "Colorado Children's Trust Fund Act". State, Veterans, & Military Affairs	33 34 35 36
HB18-1048	by Representative(s) McLachlan; also Senator(s) Coram--Concerning the expenditure of money from the Hesperus account by the board of trustees of Fort Lewis college. Education	37 38 39 40
HB18-1075	by Representative(s) Lee and Herod, Foote, Willett, Wist; also Senator(s) Kagan and Cooke, Gardner, Guzman, Holbert--Concerning the enactment of Colorado Revised Statutes 2017 as the positive and statutory law of the state of Colorado. Judiciary	41 42 43 44 45
HB18-1079	by Representative(s) Beckman; also Senator(s) Crowder--Concerning a requirement that the works allocation committee prepare annual recommendations for the use of the Colorado long-term works reserve. Finance	46 47 48 49 50
HB18-1087	by Representative(s) Thurlow, Roberts; also Senator(s) Kagan and Coram--Concerning department of public safety authority to repeal rules relating to defunct boards. Judiciary	51 52 53 54

MESSAGE FROM THE GOVERNOR

Appointment	Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:	55 56 57 58 59 60
	May 25, 2017	61 62
	To the Honorable Colorado Senate Colorado General Assembly State Capitol Building Denver, CO 80203	63 64 65 66 67 68
	Ladies and Gentlemen:	69

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
COLORADO CHANNEL AUTHORITY
BOARD OF DIRECTORS

for a term expiring October 6, 2019:

Bart Warren Miller of Centennial, Colorado, an Unaffiliated, to serve as a representative who has experience in the business operations of broadcast journalism, and occasioned by the resignation of Scott Alan Nachtrieb of Highlands Ranch, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

August 15, 2017

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
COLORADO CHANNEL AUTHORITY
BOARD OF DIRECTORS

for a term expiring October 6, 2019:

Megan Alyse Jurgemeyer of Denver, Colorado, a Democrat, who has experience in the business operations of broadcast journalism, and occasioned by the resignation of Timothy Michael Ryan of Aurora, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

October 25, 2017

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 BOARD OF HUMAN SERVICES

for a term expiring March 1, 2021:

Desta Meklit Taye-Channell of Denver, Colorado to serve as a member of the public, and occasioned by the resignation of Dennis Edward Swain of Northglenn, Colorado, appointed.

Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

November 16, 2017

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 submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2018:

Sean C. Wood, CFP, AIF, CAP of Evergreen, Colorado, to serve as a Republican from Congressional District 2, and occasioned by the death of Jeffrey David Moulton of Boulder, Colorado, appointed. appointed.

Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

June 6, 2017

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
AIR QUALITY CONTROL COMMISSION

for a term expiring January 31, 2020:

Megan Elyse Garvey of Denver, Colorado, to serve as a person with appropriate scientific and technical experience, and occasioned by the resignation of Jeffrey Todd Mitchell of Aspen, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

July 26, 2017

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 for your consideration, the following:

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2021:

Timothy David Carlson of Arvada, Colorado, to serve as a member from the Seventh Congressional District, and as a representative of law enforcement and as a Republican, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

July 7, 2017

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:

MEMBER OF THE
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2021:

Hon. Charles Dennis Maes of Pueblo, Colorado, an attorney admitted to the practice of law in Colorado for not less than five years, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

June 16, 2017

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:

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2021:

Pam Oldham Inmann of Castle Rock, Colorado, and a resident of the Fourth Congressional District, who has been engaged in business in a management-level capacity for at least five years, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

August 15, 2017

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
COLORADO BANKING BOARD

for terms expiring July 1, 2021:

Timothy Patrick Daly of Evergreen, Colorado, to serve as a representative of a money transmitter organization licensed pursuant to Article 52 of Title 12, appointed;

Ronald Keith Tilton of Littleton, Colorado, to serve as an executive officer of a state bank, with not less than five years’ practical experience as an active executive officer of a bank, appointed;

George Timothy Laney of Greenwood Village, Colorado, an executive officer of a state bank, with not less than five years’ practical experience as an active executive officer of a bank, appointed;

Laura Gene Miller of Littleton, Colorado, to serve as an executive officer of a trust company, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

October 13, 2017

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 BOARD OF EQUALIZATION

for a term expiring September 2, 2021:

Barbara Ann Brewer of Grand Junction, Colorado, to serve as a representative with knowledge of property taxation, and occasioned by the resignation of David Claire Steepleton of Highlands Ranch, Colorado, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

September 1, 2017

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 BOARD OF EQUALIZATION

for terms expiring September 2, 2021:

David Claire Steepleton of Highlands Ranch, Colorado, to serve as a representative with knowledge of property taxation, appointed;

Dickey Lee Hullinghorst of Longmont, Colorado, to serve as a representative with knowledge of property taxation, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Finance

August 3, 2017

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
HIGHER EDUCATION COMPETITIVE
RESEARCH AUTHORITY BOARD OF DIRECTORS

for a term expiring August 21, 2019:

Kim Hunter Reed, PhD of Denver, Colorado to serve as the Governor's appointee and to fill the vacancy occasioned by the resignation of Joseph A. Garcia of Pueblo, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Education

January 9, 20181

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To the Honorable3

Colorado Senate4

Colorado General Assembly5

State Capitol Building6

Denver, CO 802037

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Ladies and Gentlemen:9

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of11

Colorado, I have the honor to designate, appoint and reappoint and submit to your12

consideration, the following:13

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MEMBERS OF THE15

COLORADO SCHOOL OF MINES BOARD OF TRUSTEES16

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for terms expiring December 31, 2021:18

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Lucinda McWilliams Sanders of Boulder, Colorado, a Democrat who is not a graduate of20

the Colorado School of Mines, appointed;21

22

Thomas Eugene Jorden of Cherry Hills Village, Colorado, an Unaffiliated graduate of the23

Colorado School of Mines, reappointed.24

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Sincerely,26

(signed)27

Donna Lynne28

Lt. Governor, acting on behalf29

of the State while Governor John W.30

Hickenlooper is absent from the State31

Rec'd: 1/16/201832

Effie Ameen, Secretary of the Senate33

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Committee on Education35

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September 1, 201739

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To the Honorable41

Colorado Senate42

Colorado General Assembly43

State Capitol Building44

Denver, CO 8020345

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Ladies and Gentlemen:47

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of49

Colorado, I have the honor to designate, appoint and submit to your consideration, the50

following:51

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MEMBERS OF THE53

UNINSURED EMPLOYER BOARD54

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for a term expiring September 1, 2018:56

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Jason Lee Wardrip of Aurora, Colorado, to serve as a representative of labor58

organizations, appointed;59

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for a term expiring September 1, 2019:61

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Roger Allen Hays of Aurora, Colorado, to serve as a representative of employers,63

appointed;64

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for terms expiring September 1, 2020:66

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Elsa Martinez Tenreiro, JD of Elizabeth, Colorado, to serve as an attorney who represents68

injured workers, appointed;69

Amy Newton of Westminster, Colorado, to serve as a representative of insurers,
appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

June 15, 2017

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
STATE BOARD OF LAND COMMISSIONERS

for terms expiring June 30, 2021:

Gary A. Butterworth of Colorado Springs, Colorado, a person with substantial experience
in natural resource conservation and as a Republican, reappointed;

John Michael Shaw of Denver, Colorado, to serve as a citizen at large and as an
Unaffiliated, reappointed;

Tyler Patrick Karney of Ordway, Colorado, to serve as a person with substantial
experience in production agriculture and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 30, 2017

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
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

for terms expiring July 1, 2020:

Christopher Weld Tetzeli of Denver, Colorado, reappointed;

Marco Antonio Abarca of Denver, Colorado, reappointed;

Rick Pederson of Denver, Colorado, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

October 13, 2017

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
STATE ELECTRICAL BOARD

for terms expiring July 1, 2018:

Carol Pafford of Highlands Ranch, Colorado to serve as a building official from a political subdivision of the state performing electrical inspections, reappointed;

Scott R. Pandy of Fort Collins, Colorado to serve as a general contractor actively engaged in the building industry, reappointed;

for terms expiring July 1, 2020:

Joseph Badaracco of Lakewood, Colorado to serve as a journeyman electrician who is not an electrical contractor, reappointed;

Erik Clarke of Denver, Colorado to serve as a representative of the public at large, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

June 19, 2017

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
SECURITIES BOARD

for terms expiring July 1, 2020:

Steven B. Price of Denver, Colorado, to serve as a member of the public at large, appointed;

Kent Jeffrey Lund, JD, MBA, LL.M. of Denver, Colorado, to serve as an individual who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

July 12, 2017

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 REAL ESTATE APPRAISERS

for a term expiring July 1, 2018:

Deane Lawrence Davenport of Arvada, Colorado, to serve as an officer or employee of a commercial bank experienced in real estate lending, reappointed;

for terms expiring July 1, 2020:

Richard L. Shields of Centennial, Colorado, to serve as a licensed or certified appraiser, reappointed;

Kristy Ann McFarland of Crested Butte, Colorado, to serve as a county assessor in office, appointed;

Bonnie Deane Roerig of Denver, Colorado, to serve as a licensed or certified appraiser, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

September 12, 2017

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
STATE PLUMBING BOARD

for terms expiring July 1, 2021:

Catherine A. Dunihoo of Windsor, Colorado, an Unaffiliated, and a journeyman plumber, appointed;

Glen Ray Ratliff of Arvada, Colorado, a Democrat, and member or employee of a local government agency conducting plumbing inspections, appointed;

Matthew Ray Wagy of Greeley, Colorado, a Republican and a master plumber, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

September 12, 2017

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 ELECTRICAL BOARD

for terms expiring July 1, 2021:

Richard Michael King of Larkspur, Colorado, to serve as a representative of electrical utilities, appointed;

Gina Maria Cullen of Golden, Colorado, to serve as master electrician who is not an electrical contractor, appointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

October 5, 2017

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
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2018:

Douglas P. Price of Colorado Springs, Colorado to serve as a representative of the destination marketing industry, and occasioned by the resignation of Jamie Greeman of Alamosa, Colorado, appointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 18, 2017

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
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2021:

Courtney Lee Frazier of Parker, Colorado, to serve as an at large member from tourism-based industries, and from a small community, reappointed;

Barbara Jean Bowman of Grand Junction, Colorado, to serve as a representative of cultural event and facility groups, reappointed.

Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

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January 9, 2018

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:

MEMBER OF THE

STATE BOARD OF

STOCK INSPECTION COMMISSIONERS

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for a term expiring May 1, 2021:

Daniel Patrick McCarty of Rifle, Colorado, to serve as a representative of the non-confinement cattle industry, reappointed.

Sincerely,

(signed)

Donna Lynne

Lt. Governor, acting on behalf of the State while Governor John W. Hickenlooper is absent from the State

Rec'd: 1/16/2018

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

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June 19, 2017

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:

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MEMBERS OF THE
STATE AGRICULTURAL COMMISSION

for a term expiring March 1, 2019:

Rebecca Lynn Larson of Longmont, Colorado, an Unaffiliated, from the Second Agricultural District to serve as a member from the State at-large, and occasioned by the resignation of Susan Kay Petrocco of Brighton, Colorado, appointed.

for terms expiring March 1, 2021:

Marty Joe Gerace of Golden, Colorado, a Republican, from the First Agricultural District to serve as a member from the State at-large, appointed;

Brett Brand Rutledge of Yuma, Colorado, a Democrat, from the Second Agricultural District, reappointed;

Steve Dale Young of Holyoke, Colorado, a Republican, from the Second Agricultural District, to serve as a member from the State at-large, reappointed;

Michael Conrad Hirakata of La Junta, Colorado, a Republican, from the Third Agricultural District to serve as a member from the State at-large, reappointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 1/16/2018

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

July 26, 2017

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
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2021:

Kelly Eugene Arnold of Windsor, Colorado, reappointed;

Daniel Fernandez of Dove Creek, Colorado, reappointed;

Ginette “Gigi” Dennis of Monte Vista, Colorado, appointed.

Sincerely,
(signed)

Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 6, 2017

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
MINED LAND RECLAMATION BOARD

for a term expiring March 1, 2020:

Lauren Duncan, MS of Littleton, Colorado, to serve as an individual with substantial experience in conservation, and occasioned by the resignation of Randolph Craig Fischer of Fort Collins, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

July 7, 2017

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
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2018:

Geral Justin Fedinec of Craig, Colorado, to serve a coal mine owner, operator, manager, or other mine official actively engaged in surface mining, reappointed;

for a term expiring July 1, 2021:

Michael Gregg McFarland of Dolores, Colorado, to serve as a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

December 13, 2017

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:

MEMBER OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring December 31, 2021:

Patricia Dorsey of Bayfield, Colorado, a representative of the Division of Parks and Wildlife who is also a wildlife biologist, reappointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/14/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, February 6, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

28th Legislative Day

Tuesday, February 6, 2018

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Monday, February 5, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Holbert, 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.

The Senate observed a moment of silence in memory of Deputy Micah Flick, El Paso County Sheriff's Office.

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that SB18-122 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
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Judiciary	After consideration on the merits, the Committee recommends that SB18-135 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
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State, Veterans, & After consideration on the merits, the Committee recommends that **SB18-004** be **postponed indefinitely**.

State, Veterans, & After consideration on the merits, the Committee recommends that **SB18-006** be **postponed indefinitely**.

State, Veterans, & After consideration on the merits, the Committee recommends that **SB18-080** be **postponed indefinitely**.

State, Veterans, & After consideration on the merits, the Committee recommends that **SB18-082** be referred to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB18-087** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB18-126** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB18-124** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB18-021** be **postponed indefinitely**.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB18-104** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 5, after line 3 insert:

"(b) IF THE FCC DENIES THE BOARD'S PETITION, THE BOARD SHALL NOT FILE A NEW PETITION OR OTHERWISE SUBSEQUENTLY APPLY FOR MONEY FROM THE REMOTE AREAS FUND.".

Reletter succeeding paragraphs accordingly.

SENATE SERVICES REPORT

Correctly Printed: SB18-158, 159, 160, 161, 162, 163, 164, 165, and 166; SJM18-003 and 004.
Correctly Engrossed: SB18-101.
Correctly Reengrossed: SB18-028, 046, and 100.

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

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

SB18-101 by Senator(s) Holbert and Todd, Gardner, Merrifield, Priola; also Representative(s) Hamner and Van Winkle--Concerning student admission to Colorado state university - global campus.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Scott, Smallwood, Sonnenberg, Tate, Williams A., and Zenzinger.

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

SB18-093 by Senator(s) Moreno, Martinez Humenik, Zenzinger, Tate; also Representative(s) Arndt, Hooton, Thurlow, McKean--Concerning the repeal of obsolete provisions in the Colorado medical assistance program relating to the inactive home- and community-based services waiver for persons living with AIDS.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 2, page 127 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 Neville, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-093 as amended.

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

SB18-073 by Senator(s) Smallwood; also Representative(s) Ransom and Herod, Van Winkle--Concerning reporting to the department of revenue when ownership of a motor vehicle has been transferred.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 2, page 128 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

On motion of Senator Neville, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-073 as amended.

CONSIDERATION OF MEMORIALS

SJM18-004 by Senator(s) Garcia; also Representative(s) Esgar--Memorializing former Congressman Ray Kogovsek.

On request of Senator Garcia, the memorial was read at length.

On motion of Senator Garcia, and with a majority of those elected to the Senate having voted in the affirmative, the Senate stood in Recess pursuant to Senate Rule 31 (g) to allow former Senators to address the members of the Senate regarding the memorial.

Senate in recess. Senate reconvened.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

MESSAGE FROM THE HOUSE

February 6, 2018

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1005 and 1095, amended as printed in House Journal, February 5, 2018.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1096, 1032, 1095, 1100, 1101, 1039.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR18-004.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, February 7, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

29th Legislative Day

Wednesday, February 7, 2018

Prayer By the chaplain, Pastor Mark Harper, Impact Rock Church, Erie.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
 Excused--3, Gardner, Holbert, Kagan.
 Present later--2, Holbert, Kagan.

Quorum The President announced a quorum present.

Musical Presentation	By Colorado Mesa University's "Rowdy Brass Band", performing "The Star-Spangled Banner" and "Hey Jude".
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Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Tuesday, February 6, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Transportation After consideration on the merits, the Committee recommends that **SB18-102** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-102,".

Finance After consideration on the merits, the Committee recommends that **SB18-127** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-127,".

Finance After consideration on the merits, the Committee recommends that **SB18-083** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB18-047** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB18-1031** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance	After consideration on the merits, the Committee recommends that HB18-1022 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
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SENATE SERVICES REPORT

Correctly Engrossed: SB18-073 and 093; SJM18-004.
Correctly Reengrossed: SB18-101.

MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2018

We herewith transmit:

Without comment, HB18-1032, 1039, 1096, 1100, and 1101.
Without comment, as amended, HB18-1005 and 1095.

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:

SB18-093 by Senator(s) Moreno, Martinez Humenik, Zenzinger, Tate; also Representative(s) Arndt, Hooton, Thurlow, McKean--Concerning the repeal of obsolete provisions in the Colorado medical assistance program relating to the inactive home- and community-based services waiver for persons living with AIDS.

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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Jones.

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:

SB18-073 by Senator(s) Smallwood; also Representative(s) Ransom and Herod, Van Winkle--Concerning reporting to the department of revenue when ownership of a motor vehicle has been transferred.

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

Third Reading Amendment No. 1(L.005), by Senator Lundberg.

Amend engrossed bill, page 2, line 6, before "PROGRAM" insert "VOLUNTARY".

Page 4, after line 5, insert:

"(f) THIS SUBSECTION (3) DOES NOT REQUIRE THE OWNER WHO TRANSFERS A MOTOR VEHICLE TO ANOTHER PERSON TO REPORT THE SALE TO THE DEPARTMENT IN ACCORDANCE WITH THIS SUBSECTION (3).".

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	N	Zenzinger	N
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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: Aguilar, Baumgardner, Cooke, Court, Fields, Grantham, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Priola, Scott, Todd, and Zenzinger.

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

SB18-002 by Senator(s) Coram and Sonnenberg, Baumgardner, Cooke, Grantham, Holbert; also Representative(s) Becker K. and Duran--Concerning the financing of broadband deployment.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 1, pages 119-123 and placed in members' bill files.)

Amendment No. 2(L.017), by Senator Guzman.

Amend printed bill, page 4, line 19, strike "TWENTY" and substitute "SIXTY".

Page 4, line 20, strike "FORTY" and substitute "SEVENTY".

Page 4, line 21, strike "SIXTY" and substitute "EIGHTY".

Page 4, line 22, strike "EIGHTY" and substitute "NINETY".

Amendment No. 3(L.019), by Senators Coram and Sonnenberg.

Amend the Business, Labor, and Technology Committee Report, dated January 31, 2018, page 2, line 1, after "No" insert "INCUMBENT PROVIDER OR".

Page 2 of the report, line 3, strike "HAS NOT YET BEEN" and substitute "WILL BE".

Page 3 of the report, line 35, after "(8)(c)," insert "(8)(d)(I), (8)(e)(II), (8)(h);".

Page 6 of the printed bill, line 14, strike "expanding broadband networks" and substitute "expanding broadband networks".

Page 6 of the report, strike lines 15 and 16 and substitute:

"(c) ~~Minimizing conflicts with, or duplication of,~~ DENYING FUNDING FOR APPLICATIONS THAT OVERLAP AREAS RECEIVING federal sources of high cost support".

Page 6 of the report, line 23, strike "DEVELOPMENT;". and substitute "DEVELOPMENT;

(d) Ensuring that a proposed project includes:

(I) Access to ~~a broadband network~~ MEASURABLE SPEEDS OF AT LEAST TEN MEGABITS PER SECOND DOWNSTREAM AND ONE MEGABIT PER SECOND UPSTREAM OR MEASURABLE SPEEDS AT LEAST EQUAL TO THE FCC'S DEFINITION OF HIGH-SPEED INTERNET ACCESS OR BROADBAND, WHICHEVER IS FASTER;

(e) Providing additional consideration for proposed projects that include at least some of the following factors:

(II) Proposed projects that have ~~downstream and upstream speeds in excess of the minimum required under this section~~ OF AT LEAST TEN MEGABITS PER SECOND DOWNSTREAM AND ONE MEGABIT PER SECOND UPSTREAM OR MEASURABLE SPEEDS AT LEAST EQUAL TO THE FCC'S DEFINITION OF HIGH-SPEED INTERNET ACCESS OR BROADBAND, WHICHEVER IS FASTER;

(h) Ensuring that broadband service grant awards are not provided in areas other than unserved areas; EXCEPT THAT, NOTWITHSTANDING SECTION 40-15-102 (32)(a)(II), A GRANT APPLICATION MAY CONTAIN UP TO FIVE NONCONTIGUOUS BLOCKS THAT ARE EACH AN UNSERVED AREA IF:

(I) THE HOUSEHOLDS INCLUDED IN THE APPLICATION ARE ALL WITHIN A TWENTY-MILE RADIUS;

(II) THE APPLICATION DOES NOT INCLUDE ANY CITY OR TOWN WITH MORE THAN FOUR HUNDRED HOUSEHOLDS; AND

(III) THE AREA IS NOT SERVED BY MORE THAN ONE INCUMBENT PROVIDER OR INCUMBENT BROADBAND PROVIDER;".

Page 7 of the report, line 9, strike "DUPLICATE" and substitute "OVERBUILD".

Amendment No. 4(L.018), by Senators Coram and Sonnenberg.

Amend the Business, Labor, and Technology Committee Report, dated January 31, 2018, page 2, strike lines 6 through 8 and substitute:

"Page 3 of the bill, strike line 23 and substitute "(2)(a) and (3)(a); and **add** (4), (5), and (6) as follows:".

Page 3 of the bill, strike line 26 and substitute "**-repeal.** (2) (a) (I) The commission is hereby authorized to establish a mechanism for the support of universal service, also referred to in this section as the "high cost support mechanism", which must operate in accordance with rules adopted by the commission. The primary purpose of the high cost support mechanism is to provide financial assistance as a support mechanism to:

(A) ~~Local exchange providers in areas without effective competition to~~ Help make basic local exchange service affordable and allow ~~the~~ FOR REASONABLE REIMBURSEMENT TO providers ~~to be fully reimbursed~~ for the difference ~~between the reasonable~~ IN THE costs incurred in making basic service available to their customers within a rural, high cost geographic support area and a reasonable benchmark rate

for basic service, as determined by the commission, after taking into account any amounts that the providers have received under price support mechanisms established by the federal government and by this state, regardless of the classification of basic service under part 2, 3 or 4 of this article ARTICLE 15; and

(B) Provide access to broadband service through broadband networks in unserved areas pursuant to THIS SECTION AND section 40-15-509.5 only.

(II) The".".

Page 2 of the report, line 13, strike "and distributed" and substitute "and distributed".

Page 2 of the report, strike line 18 and substitute:

"Page 4 of the bill, strike line 5 and substitute "40-15-509.5 (4): AT THE SURCHARGE RATE ESTABLISHED AS OF JANUARY 1, 2018;".".

Amend the printed bill, page 4, line 9, strike "PER YEAR." and substitute "IN CALENDAR YEAR 2024.".

Page 4 of the bill, line 16, after "TOTAL" insert "YEARLY".

Page 4 of the bill, strike lines 17 through 23 and substitute "SUPPORT MECHANISM MONEY THAT THE NONRURAL INCUMBENT LOCAL EXCHANGE CARRIER WOULD RECEIVE AND REDUCE THE AMOUNT PAID TO THE NONRURAL INCUMBENT LOCAL EXCHANGE CARRIER BY THE SAME PERCENTAGE:

(A) IN 2019, TWENTY PERCENT;

(B) IN 2020, FORTY PERCENT;

(C) IN 2021, SIXTY PERCENT;

(D) IN 2022, EIGHTY PERCENT; AND

(E) IN 2023, ONE HUNDRED PERCENT.

(V) THE COMMISSION SHALL MAKE THE ALLOCATIONS REQUIRED BY SUBSECTION (2)(a)(IV) OF THIS SECTION TO THE HIGH COST SUPPORT MECHANISM ACCOUNT DEDICATED TO BROADBAND DEPLOYMENT EACH QUARTER AND AT THE SAME TIME THAT A PAYMENT IS MADE TO THE NONRURAL INCUMBENT EXCHANGE CARRIER.".

Page 2 of the report, line 23, strike ""(V)" and substitute ""(VI)".

Page 5 of the bill, line 1, after "SUPPORT" insert "ON A QUARTERLY BASIS".

Page 5 of the bill, line 2, strike "AS OF JANUARY 1," and substitute "FOR THE CALENDAR YEAR".

Page 3 of the report, strike lines 30 through 32 and substitute "(6)(a) CONSISTENT WITH THE REDUCTIONS IN THE HIGH COST SUPPORT MECHANISM DISTRIBUTIONS FOR BASIC SERVICE PURSUANT TO SUBSECTION (2)(a)(IV) OF THIS SECTION.".

Page 5 of the bill, after line 9 insert:

"SECTION 3. In Colorado Revised Statutes, 40-15-502, amend (5)(a) and (5)(b) as follows:

40-15-502. Expressions of state policy. (5) Universal service support mechanisms. (a) In order to accomplish the goals of universal basic service, universal access to advanced service under section 40-15-509.5, and any revision of the definition of basic service under subsection (2) of this section, the commission shall create a system of support mechanisms to assist in the provision of basic service in high-cost areas that are without effective competition for basic service, applying the factors stated in section 40-15-207; except that support provided in a particular geographic support area is not affected until the commission makes a finding applying the factors listed in section 40-15-207. The commission shall fund these support mechanisms equitably and on a nondiscriminatory, competitively neutral basis through assessments, which may include a rate element, on all telecommunications service providers in Colorado, and the commission shall distribute the funds. equitably and on a nondiscriminatory, competitively neutral basis. For purposes of administering the support

mechanisms, the commission shall divide the state into reasonably compact, competitively neutral geographic support areas. A provider's eligibility to receive support under the support mechanisms is conditioned upon the provider's offering basic service throughout an entire support area. The commission shall review the costs of basic service and shall administer the support mechanisms.

(b) A provider that offers basic local exchange service throughout an entire support area through use of its own facilities or on a resale basis may be qualified as a provider of last resort or may be eligible to receive universal service support, as determined by the commission. ~~Resale shall be made available on a nondiscriminatory basis, as determined by the commission.~~

Renumber succeeding sections accordingly.

Page 3 of the report, line 34, strike ""(5)(a)," and substitute ""(3), (5)(a),".

Page 5 of the bill, strike line 15 and substitute "**repeal.** (3) The commission may allocate the Colorado high cost support mechanism, established under section 40-15-208 and referred to in this section as the "HCSM", for the deployment of broadband service in unserved areas of the state pursuant to this section AND SECTION 40-15-208 only. The commission may fund the deployment of broadband service in unserved areas of the state through use of the HCSM surcharge and surcharge rate in effect on ~~May 10, 2014~~ JANUARY 1, 2018. Pursuant to subsection (4) of this section and consistent with sections 40-15-207 and 40-15-208, the commission shall determine funds available for broadband deployment and the administration of the board ~~only~~ AS PRESCRIBED IN SECTION 40-15-208 OR from the HCSM money that it determines is no longer required by the HCSM to support universal basic service through an effective competition determination. The money available for broadband deployment shall be maintained by the HCSM third-party contractor and held in a separate account from money used for basic voice service. Money held for broadband deployment shall not be disbursed for basic voice service, and money held for basic voice service shall not be disbursed for broadband deployment. The commission shall only disburse money for broadband deployment grants from the HCSM as directed by the board. Nothing in this section increases any surcharge rate charged to help fund the HCSM.

(4) (b) ~~The broadband deployment board shall dedicate two~~".

Amendment No. 5(L.033), by Senators Coram and Sonnenberg.

Amend the Coram and Sonnenberg floor amendment (SB002 L.018), page 2, line 37, strike "~~equitably and on a~~" and substitute "equitably and on a".

Page 3, strike line 1 and substitute "nondiscriminatory, competitively neutral basis through assessments,".

Amendment No. 6(L.032), by Senator Tate.

Amend printed bill, page 4, line 27, strike "2016," and substitute "2017,".

Page 5 of the bill, line 2, strike "2016," and substitute "2017,".

Amendment No. 7(L.035), by Senator Guzman.

Amend printed bill, page 4, line 19, strike "TWENTY" and substitute "SIXTY".

Page 4, line 20, strike "FORTY" and substitute "SEVENTY".

Page 4, line 21, strike "SIXTY" and substitute "EIGHTY".

Page 4, line 22, strike "EIGHTY" and substitute "NINETY".

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB18-009 by Senator(s) Fenberg and Priola, Cooke, Guzman, Lundberg; --Concerning the right of consumers of electricity to interconnect electricity storage systems for use on their property.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 5, pages 135-136 and placed in members' bill files.)

Amendment No. 2(L.013), by Senator Fenberg.

Amend the corrected Agriculture, Natural Resources, and Energy Committee Report, dated February 1, 2018, page 2, strike lines 5 and 6 and substitute:

"Page 3 of the printed bill, strike line 26 and substitute "INSTALL, INTERCONNECT, AND USE ENERGY".".

Page 2 of the report, strike line 15 and substitute:

"(4) NOTHING IN THIS SECTION ALTERS OR SUPERSEDES EITHER:
(a) THE PRINCIPLES OF NET METERING AS DESCRIBED IN SECTION 40-2-124; OR
(b) ANY".

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB18-002 by Senator(s) Coram and Sonnenberg, Baumgardner, Cooke, Grantham, Holbert; also Representative(s) Becker K. and Duran--Concerning the financing of broadband deployment.

Senator Donovan moved to amend the report of the Committee of the Whole to show that the following Donovan floor amendment, (L.026) to SB 18-002, did pass.

Amend the Business, Labor, and Technology Committee Report, dated January 31, 2018, page 3, line 28, after "BASIS," insert "IN A MANNER THAT BEST PROTECTS AREAS WITHOUT EFFECTIVE COMPETITION,".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	E	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	N	Hill	N	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	N	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	N
Fields	Y	Kefalas	Y	Priola	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	E	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-002 as amended, SB18-009 as amended.

CONSIDERATION OF MEMORIALS

SJM18-003 by Senator(s) Garcia, Aguilar, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Guzman, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Marble, Merrifield, Moreno, Todd, Williams A., Zenzinger; also Representative(s) Covarrubias and Esgar, Arndt, Benavidez, Buckner, Exum, Garnett, Hamner, Herod, Hooton, Landgraf, Lee, Liston, Lundeen, Melton, Pabon, Pettersen, Reyher, Roberts, Rosenthal, Singer, Valdez, Winter, Young--Concerning memorializing Congress to approve and fund a new Veterans Administration hospital in southern Colorado.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	E	Lambert	N	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, February 7, 2018, at 10:00 a.m.: SJR18-003.

TRIBUTES

Honoring:

- Terrapin Care Station -- By Senator Steve Fenberg.
- Black Lab Sports -- By Senator Steve Fenberg.
- Scott Green -- By Senator Steve Fenberg.
- Sharon Matusik -- By Senator Steve Fenberg.
- Doyle Albee -- By Senator Steve Fenberg.
- Gary Sobol -- By Senator Steve Fenberg.
- Dram Apothecary -- By Senator Kerry Donovan.
- The American Heart Association -- By Senator Beth Martinez Humenik.
- Siddhartha Rathod -- By Senator Steve Fenberg.
- Dr. Lorrie Shepard -- By Senator Steve Fenberg.
- Jeff Osterkamp -- By Senator Steve Fenberg.
- Robert Davis -- By Senator Steve Fenberg.
- Alexander Martin -- By Senator Steve Fenberg.
- Aurora Girl Scout Troop 60789 -- By Senator Rhonda Fields.
- Pam Kirk -- By Senator Angela Williams.
- Taipei Economic and Cultural Office in Denver -- By Senator Owen Hill.
- Erin Donahue-Paynter -- By Senate Majority Leader Chris Holbert.
- Velma Donahue -- By Senate Majority Leader Chris Holbert.
- Advancement Via Individual Determination -- By Senator Nancy Todd.
- Tyler and Page Turecek -- By Senator Jerry Sonnenberg.
- Zachary Karg -- By Senator Jerry Sonnenberg.
- Donald Knight Bain -- By Senator Bob Gardner.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday,
February 8, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

30th Legislative Day Thursday, February 8, 2018

Prayer By the chaplain, Rev. Carl Nelson, Village 7 Presbyterian Church, Colorado Springs.

Call to Order By the President Pro Tempore at 9:00 a.m.

Roll Call Present--33
Absent--1, Marble.
Excused--1, Grantham.
Present later--2, Grantham, Marble.

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Wednesday, February 7, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB18-086 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 17, strike "TREATS" and substitute "THREATS".

Page 4, line 20, strike "BLOCKCHAIN TECHNOLOGY IS" and substitute "DISTRIBUTED LEDGER AND BLOCKCHAIN TECHNOLOGIES ARE".

Page 4, line 25, strike "BLOCKCHAIN DISTRIBUTED" and substitute "DISTRIBUTED".

Page 5, line 1, strike "BLOCKCHAIN TECHNOLOGIES" and substitute "DISTRIBUTED LEDGER TECHNOLOGIES, SUCH AS BLOCKCHAINS,".

Page 5, line 7, strike "BLOCKCHAIN" and substitute "DISTRIBUTED LEDGER".

Page 6, line 5, strike "BLOCKCHAIN-ENABLED" and substitute "DISTRIBUTED LEDGER-ENABLED".

Page 6, line 19, after "OF" insert "STATE-OWNED" and after "BLOCKCHAIN" insert "OR DISTRIBUTED LEDGER".

Page 6, line 20, strike "BLOCKCHAIN-ENABLED" and substitute "DISTRIBUTED LEDGER-ENABLED".

Page 9, after line 9 insert:

"(6) A COUNTY OR MUNICIPAL GOVERNMENT SHALL NOT:

(a) IMPOSE A TAX OR FEE ON THE USE OF DISTRIBUTED LEDGER TECHNOLOGIES BY ANY PRIVATE PERSON OR ENTITY; OR

(b) REQUIRE ANY PRIVATE PERSON OR ENTITY TO OBTAIN FROM ANY PUBLIC AGENCY ANY CERTIFICATE, LICENSE, OR PERMIT TO USE DISTRIBUTED LEDGER TECHNOLOGIES."

	Page 13, line 4, strike "A BLOCKCHAIN IMPLEMENTATION" and substitute "DISTRIBUTED LEDGER OR BLOCKCHAIN IMPLEMENTATIONS".	1
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB18-029 be postponed indefinitely.	5
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Health & Human Services	After consideration on the merits, the Committee recommends that SB18-091 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	10
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	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-091,".	14
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Health & Human Services	After consideration on the merits, the Committee recommends that SB18-092 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	18
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	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-092,".	22
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Judiciary	After consideration on the merits, the Committee recommends that SB18-119 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26
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Judiciary	After consideration on the merits, the Committee recommends that SB18-090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	30
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	Amend printed bill, page 2, line 2, strike "18-____," and substitute "18-090,".	34
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Judiciary	After consideration on the merits, the Committee recommends that SB18-094 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	38
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	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-094,".	42
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Judiciary	After consideration on the merits, the Committee recommends that SB18-095 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	46
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	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-095,".	50
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Judiciary	After consideration on the merits, the Committee recommends that SB18-096 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	54
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	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-096,".	58
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	62
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	Amend printed bill, page 3, strike lines 10 and 11 and substitute	67

	"DECLARES THAT A SINGLE STATE DEPARTMENT SHOULD COORDINATE ECONOMIC".	1
		2
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	Page 3, strike lines 16 through 20 substitute "WITH ECONOMIC DEVELOPMENT AND REVITALIZATION".	4
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	Page 4, strike lines 13 and 14 and substitute "NONMONETARY ASSISTANCE PURSUANT TO SECTION 24-32-3604".	7
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	Page 5, strike lines 5 through 7 and substitute "OTHER NONMONETARY ASSISTANCE. THE EXECUTIVE DIRECTOR".	10
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		12
	Page 5, line 20, after "24-1-125." add "THE EXECUTIVE DIRECTOR AND THE EXECUTIVE DIRECTORS OF THE DEPARTMENT OF LABOR AND EMPLOYMENT AND THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT SHALL EACH DETERMINE WHETHER SUCH ASSISTANCE REQUIRES ANY STAFFING SUPPORT.".	13
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	Page 6, strike lines 4 through 27.	19
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	Strike pages 7 and 8.	21
		22
	Page 9, strike lines 1 through 6.	23
		24
	Renumber succeeding C.R.S. section accordingly.	25
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	Page 1, line 106, strike "AND AWARD GRANT MONEY".	27
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-043 be referred to the Committee of the Whole with favorable recommendation.	30
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-057 be postponed indefinitely.	36
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-075 be postponed indefinitely.	42
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-110 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-111 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	53
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-113 be postponed indefinitely.	58
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB18-121 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	63
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SENATE SERVICES REPORT

Correctly Engrossed: SB18-002 and 009; SJM18-003.
Correctly Reengrossed: SB18-073 and 093.

On motion of Majority Leader Holbert, 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.

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:

SB18-002 by Senator(s) Coram and Sonnenberg, Baumgardner, Cooke, Grantham, Holbert; also Representative(s) Becker K. and Duran--Concerning the financing of broadband deployment.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	N	Smallwood	N
Cooke	Y	Guzman	Y	Lundberg	N	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Court, Crowder, Donovan, Fenberg, Garcia, Gardner, Guzman, Jahn, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Priola, Scott, Todd, and Williams A.

SB18-009 by Senator(s) Fenberg and Priola, Cooke, Guzman, Lundberg; also Representative(s) Winter--Concerning the right of consumers of electricity to interconnect energy storage systems for use on their property.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	N	Lambert	Y	Smallwood	N
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Court, Crowder, Donovan, Fields, Garcia, Grantham, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Marble, Merrifield, Moreno, Tate, Todd, and Williams A.

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

Majority Leader Holbert clarified a clerical error that inadvertantly listed SB18-112 rather than SB18-122 on the consent calendar for Thursday, February 8, to confirm that SB18-122 is actionable on the consent calendar for Thursday, February 8, and that SB18-112 is still in possession of the Committee on State, Veterans, & Military Affairs.

SB18-122 by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) McKean, Arndt, Thurlow, Hooton--Concerning clarifying that certain deputy sheriffs may serve without attaining certification from the peace officers standards and training board.

Laid over until Friday, February 9, retaining its place on the calendar.

SB18-135 by Senator(s) Gardner; --Concerning updates to the Colorado code of military justice.

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

SB18-087 by Senator(s) Fenberg, Aguilar, Court, Fields, Guzman, Jones, Kagan, Kefalas, Kerr, Merrifield, Moreno, Todd, Williams A.; --Concerning in-state tuition at institutions of higher education for certain foreign nationals legally settled in Colorado.

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

SB18-126 by Senator(s) Grantham and Guzman, Baumgardner, Cooke, Coram, Crowder, Fenberg, Garcia, Gardner, Hill, Holbert, Lundberg, Marble, Priola, Scott, Smallwood, Tate, Williams A.; also Representative(s) Pabon and Van Winkle--Concerning the definition of a traditional large and premium cigar for purposes of the excise tax on tobacco products.

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

SB18-124 by Senator(s) Hill; also Representative(s) Pabon--Concerning the removal of the thirty-day waiting period related to the sale of imported alcohol beverages.

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 Smallwood, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-135, SB18-087, SB18-126, SB18-124.
Laid over until Friday, February 9: SB18-122

Committee of the Whole

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

SB18-082

by Senator(s) Zenzinger, Aguilar, Todd; also Representative(s) Kennedy--Concerning a physician's right to provide continuing care to patients with rare disorders despite a covenant not to compete.

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

SB18-104

by Senator(s) Donovan, Court, Fenberg, Jones, Kagan, Kerr, Merrifield, Todd, Zenzinger; also Representative(s) Willett, Becker J., Roberts--Concerning a requirement that the broadband deployment board file a petition with the federal communications commission to seek a waiver from the commission's rules prohibiting a state entity from applying for certain federal money earmarked for financing broadband deployment in remote areas of the nation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 6, page 158 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

On motion of Senator Smallwood, 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	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-082, SB18-104 as amended

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, February 9, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
Second Regular Session

31st Legislative Day Friday, February 9, 2018

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Lambert, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Thursday, February 8, 2018, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that SB18-103 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that HB18-1079 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB18-134 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, strike lines 7 and 8 and substitute:

"(III) THE LESSER OF:
(A) AT LEAST TWENTY-FIVE CUSTOMERS OR PROSPECTIVE CUSTOMERS OF THE WATER COMPANY COMPLAINED OF; OR
(B) AT LEAST TWENTY-FIVE PERCENT OF THE CURRENT CUSTOMERS OF THE WATER COMPANY COMPLAINED OF."

Health & Human Services After consideration on the merits, the Committee recommends that SB18-162 be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that SB18-164 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 3, strike "Bill _____," and substitute "Bill 18-164,".

Health & Human Services	After consideration on the merits, the Committee recommends that SB18-131 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4
	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-131,".	5 6 7 8
Health & Human Services	After consideration on the merits, the Committee recommends that SB18-129 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	9 10 11 12
	Amend printed bill, page 2, line 3, strike "18-____," and substitute "18-129,".	13 14 15 16
Health & Human Services	After consideration on the merits, the Committee recommends that SB18-148 be referred to the Committee of the Whole with favorable recommendation.	17 18 19 20
Health & Human Services	After consideration on the merits, the Committee recommends that SB18-022 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	21 22 23 24
	Amend printed bill, strike everything below the enacting clause and substitute:	25 26 27 28
	"SECTION 1. In Colorado Revised Statutes, 12-32-107.5, add (3) as follows:	29 30 31
	12-32-107.5. Prescriptions - requirement to advise patients - limits on opioid prescriptions - repeal. (3) (a) A PODIATRIST SHALL NOT PRESCRIBE MORE THAN A SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT PODIATRIST, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE PODIATRIST, THE PATIENT:	32 33 34 35 36 37
	(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE PODIATRIST, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER PODIATRIST WHO PRESCRIBED AN OPIOID TO THE PATIENT;	38 39 40 41
	(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN; OR	42 43
	(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS.	44 45 46
	(b) A PODIATRIST LICENSED PURSUANT TO THIS ARTICLE 32 MAY PRESCRIBE OPIOIDS ELECTRONICALLY.	47 48
	(c) THIS SUBSECTION (3) DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.	49 50 51 52 53
	(d) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.	54 55
	SECTION 2. In Colorado Revised Statutes, amend 12-35-114 as follows:	56 57
	12-35-114. Dentists may prescribe drugs - surgical operations - anesthesia - limits on opioid prescriptions - repeal. (1) A licensed dentist is authorized to prescribe drugs or medicine; perform surgical operations; administer, pursuant to board rules, local anesthesia, analgesia including nitrous oxide/oxygen inhalation, medication prescribed or administered for the relief of anxiety or apprehension, minimal sedation, moderate sedation, deep sedation, or general anesthesia; and use appliances as necessary to the proper practice of dentistry. A dentist shall not prescribe, distribute, or give to any person, including himself or herself, any habit-forming drug or any controlled substance, as defined in section 18-18-102 (5) C.R.S., or as contained in schedule II of 21 U.S.C. sec. 812, other than in the course of legitimate dental practice and pursuant to the rules promulgated by the board regarding controlled substance record keeping.	58 59 60 61 62 63 64 65 66 67 68 69 70 71
	(2) (a) A DENTIST SHALL NOT PRESCRIBE MORE THAN A	72

SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT DENTIST, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE DENTIST, THE PATIENT:

(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE DENTIST, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER DENTIST WHO PRESCRIBED AN OPIOID TO THE PATIENT;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN; OR

(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS.

(b) A DENTIST LICENSED PURSUANT TO THIS ARTICLE 35 MAY PRESCRIBE OPIOIDS ELECTRONICALLY.

(c) THIS SUBSECTION (2) DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.

(d) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

SECTION 3. In Colorado Revised Statutes, **add** 12-36-117.6 as follows:

12-36-117.6. Prescribing opiates - limitations - repeal. (1) A PHYSICIAN OR PHYSICIAN ASSISTANT SHALL NOT PRESCRIBE MORE THAN A SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT PHYSICIAN OR PHYSICIAN ASSISTANT, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE PHYSICIAN OR PHYSICIAN ASSISTANT, THE PATIENT:

(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE PHYSICIAN OR PHYSICIAN ASSISTANT, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER PHYSICIAN OR PHYSICIAN ASSISTANT WHO PRESCRIBED AN OPIOID TO THE PATIENT;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN;

(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS; OR

(IV) IS UNDERGOING PALLIATIVE CARE OR HOSPICE CARE FOCUSED ON PROVIDING THE PATIENT WITH RELIEF FROM SYMPTOMS, PAIN, AND STRESS RESULTING FROM A SERIOUS ILLNESS IN ORDER TO IMPROVE QUALITY OF LIFE.

(2) A PHYSICIAN OR PHYSICIAN ASSISTANT LICENSED PURSUANT TO THIS ARTICLE 36 MAY PRESCRIBE OPIOIDS ELECTRONICALLY.

(3) THIS SECTION DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.

(4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

SECTION 4. In Colorado Revised Statutes, 12-38-111.6, **add** (7.5) as follows:

12-38-111.6. Prescriptive authority - advanced practice nurses - limits on opioid prescriptions - repeal. (7.5) (a) AN ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY PURSUANT TO THIS SECTION SHALL NOT PRESCRIBE MORE THAN A SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT ADVANCE PRACTICE NURSE, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE ADVANCE PRACTICE NURSE, THE PATIENT:

(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE ADVANCE PRACTICE NURSE, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER ADVANCE PRACTICE NURSE WHO PRESCRIBED AN OPIOID TO THE PATIENT;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN;

(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS; OR

(IV) IS UNDERGOING PALLIATIVE CARE OR HOSPICE CARE FOCUSED ON PROVIDING THE PATIENT WITH RELIEF FROM SYMPTOMS, PAIN, AND STRESS RESULTING FROM A SERIOUS ILLNESS IN ORDER TO IMPROVE QUALITY OF LIFE.

(b) AN ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY PURSUANT TO THIS SECTION MAY PRESCRIBE OPIOIDS ELECTRONICALLY.

(c) THIS SUBSECTION (7.5) DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.

(d) THIS SUBSECTION (7.5) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

SECTION 5. In Colorado Revised Statutes, 12-40-109.5, add (4) as follows:

12-40-109.5. Use of prescription and nonprescription drugs - limits on opioid prescriptions - repeal. (4) (a) AN OPTOMETRIST SHALL NOT PRESCRIBE MORE THAN A SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT OPTOMETRIST, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE OPTOMETRIST, THE PATIENT:

(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE OPTOMETRIST, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER OPTOMETRIST WHO PRESCRIBED AN OPIOID TO THE PATIENT;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN; OR

(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS.

(b) AN OPTOMETRIST LICENSED PURSUANT TO THIS ARTICLE 40 MAY PRESCRIBE OPIOIDS ELECTRONICALLY.

(c) THIS SUBSECTION (4) DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.

(d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

SECTION 6. In Colorado Revised Statutes, 12-42.5-404, amend (3)(b); and add (3.6) and (8) as follows:

12-42.5-404. Program operation - access - rules - definitions - repeal. (3) The program is available for query only to the following persons or groups of persons:

(b) Any practitioner with the statutory authority to prescribe controlled substances, or an individual designated by the practitioner to act on his or her behalf in accordance with section 12-42.5-403 (1.5)(b), to the extent the query relates to a current patient of the practitioner. THE PRACTITIONER OR HIS OR HER DESIGNEE SHALL IDENTIFY HIS OR HER AREA OF HEALTH CARE SPECIALTY OR PRACTICE UPON THE INITIAL QUERY OF THE PROGRAM;

(3.6) (a) EACH PRACTITIONER OR HIS OR HER DESIGNEE SHALL QUERY THE PROGRAM PRIOR TO PRESCRIBING THE SECOND FILL FOR AN OPIOID UNLESS THE PERSON RECEIVING THE PRESCRIPTION:

(I) IS RECEIVING THE OPIOID IN A HOSPITAL, SKILLED NURSING FACILITY, RESIDENTIAL FACILITY, OR CORRECTIONAL FACILITY;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN;

(III) IS UNDERGOING PALLIATIVE CARE OR HOSPICE CARE;

(IV) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS;

(V) IS RECEIVING TREATMENT DURING A NATURAL DISASTER OR DURING AN INCIDENT WHERE MASS CASUALTIES HAVE TAKEN PLACE; OR

(VI) HAS RECEIVED ONLY A SINGLE DOSE TO RELIEVE PAIN FOR A SINGLE TEST OR PROCEDURE.

(b) THE PROGRAM MUST USE INDUSTRY STANDARDS TO ALLOW

PROVIDERS OR THEIR DESIGNEES DIRECT ACCESS TO DATA FROM WITHIN AN ELECTRONIC HEALTH RECORD TO THE EXTENT THAT THE QUERY RELATES TO A CURRENT PATIENT OF THE PRACTITIONER.

(c) A PRACTITIONER OR HIS OR HER DESIGNEE COMPLIES WITH THIS SUBSECTION (3.6) IF HE OR SHE ATTEMPTS TO ACCESS THE PROGRAM PRIOR TO PRESCRIBING THE SECOND FILL FOR AN OPIOID, AND THE PROGRAM IS NOT AVAILABLE OR IS INACCESSIBLE DUE TO TECHNICAL FAILURE.

(d) THIS SUBSECTION (3.6) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

(8) REPORTS GENERATED BY THE PROGRAM AND PROVIDED TO PRESCRIBING PRACTITIONERS FOR PURPOSES OF INFORMATION, EDUCATION, AND INTERVENTION TO PREVENT AND REDUCE OCCURRENCES OF CONTROLLED SUBSTANCE MISUSE, ABUSE, AND DIVERSION ARE:

(a) NOT PUBLIC RECORDS UNDER THE "COLORADO OPEN RECORDS ACT," PART 2 OF ARTICLE 72 OF TITLE 24;

(b) PRIVILEGED AND CONFIDENTIAL;

(c) NOT SUBJECT TO CIVIL SUBPOENA; AND

(d) NOT DISCOVERABLE OR ADMISSIBLE IN ANY CIVIL, CRIMINAL, OR ADMINISTRATIVE PROCEEDING AGAINST A PRESCRIBING PRACTITIONER.

SECTION 7. In Colorado Revised Statutes, **add** 12-64-127 as follows:

12-64-127. Prescription of opioids - limitations - repeal. (1) A VETERINARIAN SHALL NOT PRESCRIBE MORE THAN A SEVEN-DAY SUPPLY OF AN OPIOID TO A PATIENT WHO HAS NOT HAD AN OPIOID PRESCRIPTION IN THE LAST TWELVE MONTHS BY THAT VETERINARIAN, AND MAY EXERCISE DISCRETION TO INCLUDE A SECOND FILL FOR A SEVEN-DAY SUPPLY, UNLESS, IN THE JUDGMENT OF THE VETERINARIAN, THE PATIENT:

(I) HAS CHRONIC PAIN THAT TYPICALLY LASTS LONGER THAN NINETY DAYS OR PAST THE TIME OF NORMAL HEALING, AS DETERMINED BY THE VETERINARIAN, OR FOLLOWING TRANSFER OF CARE FROM ANOTHER VETERINARIAN WHO PRESCRIBED AN OPIOID TO THE PATIENT;

(II) HAS BEEN DIAGNOSED WITH CANCER AND IS EXPERIENCING CANCER-RELATED PAIN; OR

(III) IS EXPERIENCING POST-SURGICAL PAIN THAT, BECAUSE OF THE NATURE OF THE PROCEDURE, IS EXPECTED TO LAST MORE THAN FOURTEEN DAYS.

(2) A VETERINARIAN LICENSED PURSUANT TO THIS ARTICLE 64 MAY PRESCRIBE OPIOIDS ELECTRONICALLY.

(3) THIS SECTION DOES NOT CREATE A PRIVATE RIGHT OF ACTION OR SERVE AS THE BASIS OF A CAUSE OF ACTION. A VIOLATION OF THIS SECTION DOES NOT CONSTITUTE NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE AND DOES NOT ALONE ESTABLISH A STANDARD OF CARE.

(4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

SECTION 8. In Colorado Revised Statutes, **add** 25-1-129 as follows:

25-1-129. Prescription drug monitoring program integration methods - health care provider report cards - report - repeal. (1) ON OR BEFORE DECEMBER 1, 2019, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY THE FINDINGS FROM STUDIES THE DEPARTMENT CONDUCTED PURSUANT TO THE FEDERAL GRANT TITLED THE "PRESCRIPTION DRUG OVERDOSE PREVENTION FOR STATES COOPERATIVE AGREEMENT" THAT THE DEPARTMENT RECEIVED CONCERNING:

(a) THE PRESCRIPTION DRUG MONITORING PROGRAM INTEGRATION METHODS; AND

(b) HEALTH CARE PROVIDER REPORT CARDS.

(2) THE DEPARTMENT SHALL FORWARD THE FINDINGS FROM STUDIES CONDUCTED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO THE CENTER FOR RESEARCH INTO SUBSTANCE USE DISORDER PREVENTION, TREATMENT, AND RECOVERY SUPPORT STRATEGIES AT THE UNIVERSITY OF COLORADO HEALTH SCIENCES CENTER, CREATED IN SECTION 27-80-118 (3). THE CENTER SHALL USE THE INFORMATION TO PROVIDE VOLUNTARY TRAINING FOR HEALTH CARE PROVIDERS IN TARGETED AREAS.

(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2020.

SECTION 9. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

SENATE SERVICES REPORT

Correctly Engrossed: SB18-082, 087, 104, 124, 126, and 135.
Correctly Reengrossed: SB18-002 and 009.
Correctly Enrolled: SJR18-004.

MESSAGE FROM THE HOUSE

February 8, 2018
Mr. President:
The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1066, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1173, 1105, 1041.
The House has passed on Third Reading and transmitted to the Revisor of Statutes HB18-1171, 1050, amended as printed in House Journal, February 7, 2018.

MESSAGE FROM THE REVISOR OF STATUTES

February 8, 2018
We herewith transmit:
Without comment, HB18-1041, 1066, 1105, 1159, 1160, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, and 1173.
Without comment, as amended, HB18-1050, 1161, and 1171.

On motion of Majority Leader Holbert, 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.

RECALL OF SB18-002

Majority Leader Holbert moved for recall of **SB18-002** from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

Upon request of Majority Leader Holbert, **SB18-135** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Friday, February 9, and was placed at the end of the Third Reading of Bills--Final Passage Calendar of Friday, February 9.

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:

SB18-087 by Senator(s) Fenberg, Aguilar, Court, Fields, Guzman, Jones, Kagan, Kefalas, Kerr, Merrifield, Moreno, Todd, Williams A.; also Representative(s) Michaelson Jenet-- Concerning in-state tuition at institutions of higher education for certain foreign nationals legally settled in Colorado.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Donovan, Garcia, Gardner, Grantham, Hill, Jahn, Lundberg, Marble, Martinez Humenik, Priola, Sonnenberg, Tate, and Zenzinger.

SB18-126

by Senator(s) Grantham and Guzman, Baumgardner, Cooke, Coram, Crowder, Fenberg, Garcia, Gardner, Hill, Holbert, Lundberg, Marble, Priola, Scott, Smallwood, Tate, Williams A.; also Representative(s) Pabon and Van Winkle--Concerning the definition of a traditional large and premium cigar for purposes of the excise tax on tobacco products.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Sonnenberg.

SB18-124

by Senator(s) Hill; also Representative(s) Pabon--Concerning the removal of the thirty-day waiting period related to the sale of imported alcohol beverages.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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, Kerr, Marble, Martinez Humenik, Moreno, Neville T., Smallwood, Tate, 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:

SB18-082 by Senator(s) Zenzinger, Aguilar, Todd; also Representative(s) Kennedy--Concerning a physician's right to provide continuing care to patients with rare disorders despite a covenant not to compete.

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

YES	32	NO	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Court, Donovan, Fields, Guzman, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Tate, and Williams A.

SB18-104 by Senator(s) Donovan, Court, Fenberg, Jones, Kagan, Kerr, Merrifield, Todd, Zenzinger; also Representative(s) Willett, Becker J., Roberts--Concerning a requirement that the broadband deployment board file a petition with the federal communications commission to seek a waiver from the commission's rules prohibiting a state entity from applying for certain federal money earmarked for financing broadband deployment in remote areas of the nation.

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

YES	26	NO	7	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	N	Gardner	Y	Lambert	E	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

Co-sponsor(s) added: Aguilar, Coram, Crowder, Fields, Guzman, Kefalas, Martinez Humenik, Moreno, Priola, Tate, and Williams A.

SB18-135 by Senator(s) Gardner; also Representative(s) Carver--Concerning updates to the Colorado code of military justice.

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

Third Reading Amendment No. 1(L.001), by Senator Gardner.

Amend engrossed bill, page 21, strike lines 5 through 12.

Renumber succeeding section accordingly.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	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: Crowder.

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

SB18-122 by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) McKean, Arndt, Thurlow, Hooton--Concerning clarifying that certain deputy sheriffs may serve without attaining certification from the peace officers standards and training board.

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

SB18-127 by Senator(s) Martinez Humenik, Moreno, Tate, Zenzinger; also Representative(s) Thurlow, Arndt, Hooton, McKean--Concerning the repeal of the department of revenue's requirement to publish an historical explanation of income tax rate modifications enacted in the state on every income tax return form.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 7, page 163 and placed in members' bill files.)

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

HB18-1031 by Representative(s) Melton and Ransom, Exum, Ginal, Valdez; also Senator(s) Cooke and Jones--Concerning employer entry into the fire and police pension association defined benefit system.

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

HB18-1022 by Representative(s) Sias and Kraft-Tharp; also Senator(s) Jahn and Neville T.-- Concerning a requirement that the department of revenue issue a request for information for an electronic sales and use tax simplification system.

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 Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-122, SB18-127 as amended, HB18-1031, HB18-1022.

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

SB18-102 by Senator(s) Tate and Zenzinger, Martinez Humenik, Moreno; also Representative(s) Hooton and Thurlow, Arndt, McKean--Concerning the requirement for an odometer reading when a motor vehicle's identification number is physically verified.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, February 7, page 163 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

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB18-102 as amended.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Representative Carver was removed as the House prime sponsor on SB18-001.

Upon announcement of President Grantham, Senator Scott was added as the a Senate joint prime sponsor on SB18-005 with Senator Donovan and Representative Roberts.

MESSAGE FROM THE HOUSE

February 9, 2018

Mr. President:

In response to the request of the Senate for the recall of SB18-002, the bill is transmitted herewith.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Reconsideration of the last Senate action, Third Reading of Bills--Final Passage Calendar (SB18-002) of Friday, February 9, was laid over until Monday, February 12, retaining its place on the calendar.

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, February 12, 2018.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate