

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

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1st Legislative Day Wednesday, January 10, 2018

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Prayer	By the chaplain, Pastor David Almanzar, Cañon Community Baptist Church, Cañon City.	11
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Pledge of Allegiance	By Douglas County Sheriff's Deputy Victor J. Holbert.	18
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Musical Presentation	By Laura, Kayla, Aria, and Alyssa Saunders of Arvada, performing "The Star-Spangled Banner".	21
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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.	24
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Roll Call	Present--35	30
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Quorum	The President announced a quorum present.	32
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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.	37
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Oath of Office	The President administered the oath of office to Effie Ameen, Secretary of the Senate.	41
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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.	45
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	A majority of all members elected to the Senate having voted in the affirmative, the motion was declared <b>adopted</b> .	50
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	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.	54
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	A majority of all members elected to the Senate having voted in the affirmative, the motion was declared <b>adopted</b> .	58
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	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.	62
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	A majority of all members elected to the Senate having voted in the affirmative, the motion was declared <b>adopted</b> .	66
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Senate in recess. Senate reconvened.

**INTRODUCTION AND CONSIDERATION OF RESOLUTIONS**

**SJR18-001** by 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.

**SR18-001** 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.

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

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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

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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

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**APPOINTMENTS**

Legislative  
Audit

Pursuant to Section 2-3-101, C.R.S., Minority Leader Guzman appointed Senator Todd as 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.

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### **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.

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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. Let's stop forcing workers from going to work with the flu because they have no other option. 21  
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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.

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Senate reconvened.

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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

<b>SB18-005</b>	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
<b>SB18-006</b>	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
<b>SB18-007</b>	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
<b>SB18-008</b>	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
<b>SB18-009</b>	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
<b>SB18-010</b>	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
<b>SB18-011</b>	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
<b>SB18-012</b>	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
<b>SB18-013</b>	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
<b>SB18-014</b>	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
<b>SB18-015</b>	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
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	Senate in recess.	Senate reconvened.
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**INTRODUCTION OF BILLS -- FIRST READING (cont'd)**

	The following bills were read by title and referred to the committees indicated:	1
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<b>SB18-016</b>	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.	5
	Judiciary	6
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<b>SB18-017</b>	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.	11
	Judiciary	12
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<b>SB18-018</b>	by Senator(s) Kagan; --Concerning requiring the Colorado commission on criminal and juvenile justice to contract for a study of effective criminal sentencing practices.	17
	Judiciary	18
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<b>SB18-019</b>	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.	21
	Agriculture, Natural Resources, & Energy	22
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<b>SB18-020</b>	by Senator(s) Garcia; --Concerning mental health care professionals who are permitted to perform auricular acudetox.	27
	Health & Human Services	28
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<b>SB18-021</b>	by Senator(s) Neville T. and Jahn; also Representative(s) Pabon--Concerning a closed-loop payment processing system pilot project for marijuana-related businesses.	31
	Business, Labor, & Technology	32
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<b>SB18-022</b>	by Senator(s) Tate and Aguilar, Lambert; also Representative(s) Pettersen and Kennedy, Singer--Concerning clinical practice measures for safer opioid prescribing.	35
	Health & Human Services	36
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<b>SB18-023</b>	by Senator(s) Martinez Humenik; also Representative(s) Ginal, Landgraf--Concerning the promotion of the off-label use of pharmaceutical products.	39
	Health & Human Services	40
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<b>SB18-024</b>	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.	43
	Health & Human Services	44
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<b>SB18-025</b>	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.	49
	State, Veterans, & Military Affairs	50
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<b>SB18-026</b>	by Senator(s) Kagan; --Concerning measures to make sex offender registration more effective.	54
	Judiciary	55
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<b>SB18-027</b>	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".	58
	Finance	59
	Appropriations	60
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<b>SB18-028</b>	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.	70
	Transportation	71
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<b>SB18-029</b>	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
<b>SB18-030</b>	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
<b>SB18-031</b>	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
<b>SB18-032</b>	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
<b>SB18-033</b>	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
<b>SB18-034</b>	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
<b>SB18-035</b>	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
<b>SB18-036</b>	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
<b>SB18-037</b>	by Senator(s) Kagan; --Concerning clarification of sentences for habitual criminals. Judiciary	43 44 45
<b>SB18-038</b>	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
<b>SB18-039</b>	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
<b>SB18-040</b>	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
<b>SB18-041</b>	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



<b>SB18-042</b>	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
<b>SB18-043</b>	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
<b>SB18-044</b>	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
<b>SB18-045</b>	by Senator(s) Lundberg, Neville T.; also Representative(s) Ransom--Concerning the repeal of the "Architectural Paint Stewardship Act". Finance	16 17 18 19
<b>SB18-046</b>	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
<b>SB18-047</b>	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
<b>SB18-048</b>	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
<b>SB18-049</b>	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
<b>SB18-050</b>	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
<b>SB18-051</b>	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
<b>SB18-052</b>	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
<b>SB18-053</b>	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

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**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:	1
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• Breana Bright, for the 2006 crime of Theft, committed in Douglas County;	4
• Linda Burch, for the 1991 crime of Possession of Eight or More Ounces of Marijuana, committed in Delta County;	5
• Robert Busse, for the 1988 crime of First Degree Criminal Trespass, committed in Grand County;	7
• Jerome Casper, for the 1983 crime of Theft, committed in Montrose County;	8
• Donald Corkum, for the 1977 crime of Theft, committed in El Paso County;	9
• Trina Cutcher, for the 1996 crime of Possession or Sale of a Schedule I or II Controlled Substance, committed in El Paso County;	10
• Matthew Eschenfelder, for the 2004 crime of Theft, committed in Larimer County;	11
• Donald Haggart, for the 1987 crime of Aggravated Motor Vehicle Theft, committed in El Paso County;	12
• Roger Harsh, for the 1972 crimes of Marijuana Possession, committed in Adams County;	13
• Mark Horner, for the 1996 crime of Theft, committed in Adams County;	14
• Christopher Karr, for the 1994 crime of providing false information to a pawnbroker, committed in El Paso County;	15
• Travis Leach, for the 2004 crime of Possession of Eight or More Ounces of Marijuana, committed in Jefferson County;	16
• 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;	17
• 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 County;	18
• Joe Maestas, for the 1992 crime of possession of a controlled substance, committed in Denver County;	19
• Louis Mitchell, for the 2000 crime of possession of eight or more ounces of marijuana, committed in El Paso County;	20
• 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;	21
• Demetrius Roberts, for the 1995 crime of Possession or Sale of a Schedule I or II Controlled Substance, committed in Denver County;	22
• Frances Sagel, for the 1994 crimes of Forgery, committed in Morgan County, and Issuance of a Bad Check, committed in Weld County;	23
• 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;	24
• Wayne Thomas, for the 1997 crime of Aggravated Robbery: Use of a Deadly Weapon, committed in Arapahoe County;	25
• David Thyfault, for the 1969 crime of Possession of Narcotic Drugs, committed in Weld County; and	26
• James Wachsmann, for the 1972 crime of Selling or Dispensing Marijuana, committed in Routt County.	27
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Please feel free to contact the Governor's Office should you have any questions regarding the clemency process. Thank you.	50
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Sincerely,	53
(signed)	54
Jacki Cooper Melmed	55
Chief Legal Counsel	56
	57
cc: Sen. Kevin Grantham, President, Colorado Senate	58
Rep. Crisanta Duran, Speaker, Colorado House of Representatives	59
Sen. Bob Gardner, Chair, Committee on the Judiciary, Colorado Senate	60
Rep. Pete Lee, Chair, Committee on the Judiciary, Colorado House of Representatives	61
Ms. Effie Ameen, Secretary, Colorado Senate	62
Ms. Marilyn Eddins, Chief Clerk, Colorado House of Representatives	63
Ms. Sharon Eubanks, Director, Office of Legislative Legal Services	64
Mr. Pat Meyers, Chief of Staff, Governor's Office	65
Mr. Mark Bolton, Deputy Counsel, Governor's Office	66
Ms. Katie McLoughlin, Deputy Counsel, Governor's Office	67
Mr. Kurtis Morrison, Director, Office of Legislative Affairs, Governor's Office	68
Ms. Lauren Lambert, Senior Deputy Director, Office of Legislative Affairs, Governor's Office	69
	70
Ms. Mary Kanan, Director of Executive Clemency	71

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**TRIBUTES**

## Honoring:

Frances Evans -- by Senator Rachel Zenzinger.	1
Dan Cartin -- by President Kevin J. Grantham and Speaker Crisanta Duran.	2
Cañon City Fire Department -- by President Kevin J. Grantham.	3
Dena Bradley -- by President Kevin J. Grantham.	4
Gavin Arneson -- by President Kevin J. Grantham.	5
Gary and Barbara Sloan -- by Senator Leroy Garcia.	6
Kyndal Murphy-Sims -- by Senator Leroy Garcia.	7
Holly Lakin -- by Senator Leroy Garcia.	8
Tom and Alicia Horner -- by Senator Leroy Garcia.	9
Ron and Louise Steger -- by Senator Leroy Garcia.	10
Dan and Judy Juba -- by Senator Leroy Garcia.	11
Gerald and Elvira Avila -- by Senator Leroy Garcia.	12
Don and Justine Madrid -- by Senator Leroy Garcia.	13
Robert and Vivian Monge -- by Senator Leroy Garcia.	14
Pauline Moreno -- by Senator Leroy Garcia.	15
Don and Abi Gaylord -- by Senator Leroy Garcia.	16
The Florence Police Department -- by President Kevin J. Grantham.	17
Monique Baca -- by Senator Leroy Garcia.	18
Amber Bunner -- by Senator Leroy Garcia.	19
Andre Bowser -- by Senator Jerry Sonnenberg.	20
Kyle Stopplecamp -- by Senator Kevin Lundberg.	21
Austin Zeuhlke -- by Senator Kevin Lundberg.	22
Mason Moore -- by Senator Kevin Lundberg.	23
Jacob Kernc -- by Senator Kevin Lundberg.	24
Dennis and Netta Shearer -- by Senator Leroy Garcia.	25
Fiscus Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	26
Wernsman Family Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	27
Bailey Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	28
Bar 7T Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	29
Blackmore Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	30
Carlson Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	31
Carpenter-Newbanks Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	32
Charles T. Neally Homestead -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	33
CTL Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	34
Floyd Shinkel Trust B -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	35
Garvy Brothers Land and Cattle -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	36
Glen Doddridge Farm and Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	37
Hasart Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	38
Hogue Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	39
Hohnholz Ranch LLC -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	40
Kanode Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	41
Redmond Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	42
KOK Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	43
Long's Garden -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	44
M&L Oltjenbruns Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	45
McCracken Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	46
Mill Iron D Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	47
Olsen Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	48
Rocking 7K Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	49
Sunnyside Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	50
Tice Family Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	51
Trautman-Glenn Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	52
Ugolini Farm Dairy -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	53
Darnell Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	54
McCaw Cattle LLC -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	55
Pearl Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	56
Murray Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	57
Muhme Farm -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	58
Waterfall Ranch -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	59
Fullbright Family Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	60
Fairview Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	61
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Seger Farms -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	1
Samuel C. and Dola B. Coe Homestead -- by Senator Jerry Sonnenberg and Representative Jeni Arndt.	2
Casey and Karen DeCarlo -- by Senator Leroy Garcia.	3
Kirk Taylor -- by Senator Leroy Garcia.	4
Dr. Lloyd S. Lewan -- by Senator Kevin Lundberg.	5
Anthony and Lorraine Fasula -- by Senator Leroy Garcia.	6
Anna Leota Coil -- by Senator Leroy Garcia.	7
Ron Dermer, the Ambassador of Israel to the United States -- by President Kevin J. Grantham and Speaker Crisanta Duran.	8
To Honor the Life of Debbie Haskins -- by President Kevin J. Grantham and Speaker Crisanta Duran.	9
Esther F. Parker -- by Senator Bob Gardner.	10
George "Skip" Noe -- by Senator Rhonda Fields.	11
Cheryl Gould -- by President Kevin J. Grantham.	12
Marijo Rymer -- by Senator Bob Gardner.	13
Lisa Surette -- by Senator Leroy Garcia.	14
Lisa Stabler -- by Senator Leroy Garcia.	15
Charles and Patricia Dionisio -- by Senator Leroy Garcia.	16
The Humane Society of Fremont County -- by President Kevin J. Grantham.	17
Jordan Steel -- by Senator Leroy Garcia.	18
Arsenio and Lorraine Algien -- by Senator Leroy Garcia.	19
Ray and Carol Zupancic -- by Senator Leroy Garcia.	20
Wayne and Amy Bissell -- by Senator Leroy Garcia.	21
Carolyn and Gary Gray -- by Senator Leroy Garcia.	22
Donald and Carol Holman -- by Senator Leroy Garcia.	23
Tarrah Lowry-Schreiner -- by Senator Leroy Garcia.	24
Dale and Donna Gustafson -- by Senator Kevin Lundberg.	25
Ronald and Susan Leyh -- by Senator Leroy Garcia.	26
Gilbert and Diana Ortiz -- by Senator Leroy Garcia.	27
Cirilo and Lieria Lira -- by Senator Leroy Garcia.	28
Evan Molnar -- by Senator Jim Smallwood.	29
Ulysses and Yvonne Parker -- by Senator Rhonda Fields.	30
Frank and Edith Castro -- by Senator Leroy Garcia.	31
James Owen Kuemmere -- by Senator Jerry Sonnenberg.	32

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

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2nd Legislative Day Thursday, January 11, 2018

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Prayer	By the chaplain, Pastor Steven Holcomb, Cañon Community Baptist Church, Cañon City.	10
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Call to Order	By the President at 9:00 a.m.	12
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Roll Call	Present--34	15
	Excused--1, Martinez Humenik.	16
	Present later--1, Martinez Humenik.	17
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Quorum	The President announced a quorum present.	20
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Pledge	By Senator Coram.	22
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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.	24
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**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:

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<b>SB18-054</b>	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	43
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<b>SB18-055</b>	by Senator(s) Neville T.; --Concerning the crimes against children surcharge in cases involving trafficking of children. Finance	48
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<b>SB18-056</b>	by Senator(s) Jahn; --Concerning monetary amounts in civil actions. Judiciary	52
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<b>SB18-057</b>	by Senator(s) Kagan; --Concerning consequences of records with respect to housing. State, Veterans, & Military Affairs	55
		56
		57
<b>SB18-058</b>	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	58
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<b>SB18-059</b>	by Senator(s) Fields; also Representative(s) Pabon--Concerning creation of a public safety information-sharing system. Judiciary	63
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- SB18-060** by Senator(s) Coram; also Representative(s) Hamner--Concerning protective orders in criminal cases. Judiciary 1-3
- SB18-061** by Senator(s) Sonnenberg and Grantham; --Concerning a reduction of the state income tax rate. Finance 4-7
- SB18-062** by Senator(s) Moreno; --Concerning liability limits in snow and ice removal contracts. Judiciary 8-10

**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. 11-18

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote: 19-21

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. 22-36

Senate in recess.                  Senate reconvened. 37-40

**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. 41-46

Senate in recess.                  Senate reconvened. 47-50

**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. 51-58

Amend printed bill, page 37, after line 10 insert: 59-60

**"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. 61-68

(2) For the 2017-18 state fiscal year, \$114,000 is appropriated to 69

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).

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**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 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  
Whole

\_\_\_\_\_

The 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.

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**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

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3rd Legislative Day Friday, January 12, 2018

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Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President at 9:00 a.m.	12 13 14 15
Roll Call	Present--33 Excused--2, Gardner, Scott.	16 17 18
Quorum	The President announced a quorum present.	19 20
Pledge	By Senator Coram.	21 22
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.	23 24 25 26

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**SENATE SERVICES REPORT**

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

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**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",".

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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.  
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<b>SB18-070</b>	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
<b>SB18-071</b>	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
<b>SB18-072</b>	by Senator(s) Moreno; --Concerning the ability to petition to have conviction records sealed for certain misdemeanor offenses. Judiciary	14 15 16 17
<b>SB18-073</b>	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
<b>SB18-074</b>	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
<b>SB18-075</b>	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
<b>SB18-076</b>	by Senator(s) Lundberg; --Concerning a ban on vote trading. State, Veterans, & Military Affairs	33 34 35
<b>SB18-077</b>	by Senator(s) Crowder; --Concerning a state sales and use tax exemption for used motor vehicles. Finance	36 37 38 39
<b>SB18-078</b>	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
<b>SB18-079</b>	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
<b>SB18-080</b>	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
<b>SB18-081</b>	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
<b>SB18-082</b>	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
<b>SB18-083</b>	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 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.

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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: 1/11/2018  
 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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