Prayer by Pastor Joe Agne, Cedaredge United Methodist Church, Cedaredge.

The hour of ten o'clock having arrived, the House of Representatives of the 72nd General Assembly of the State of Colorado, pursuant to law, was called to order by Crisanta Duran, Speaker of the House of Representatives of the 71st General Assembly, State of Colorado.

Colors were posted by the Colorado Color Guard.

The National Anthem was sung by students of the University of Colorado College of music.

Pledge of Allegiance led by Leo and Ryder Kunkle, Owen and Van Casey.

The Speaker Crisanta Duran announced that Pursuant to House Rule 2, Marilyn Eddins would be selected as Chief Clerk.

RESIGNATION

December 18, 2018

Ms. Marilyn Eddins
Chief Clerk
Colorado House of Representatives
State Capitol Building
200 E. Colfax Ave.
Denver, CO 80203

Dear Ms Eddins:

It has been a great honor to serve the people of the State of Colorado these past six years in the House of Representatives. I have been grateful for the trust and confidence of my constituents, for whom I serve. I am also very appreciative of you and all of the staff in the Capitol and especially those in the House of Representatives.

On Sunday, December 16, 2018 the vacancy committee for Senate District 14 convened and selected me to assume the vacant Senate seat created by the resignation of Senator John Kefalas. As a result of my
appointment to the Colorado State Senate, I offer my resignation from the Colorado State House of Representatives effective January 4, 2019 upon my being sworn into the Colorado Senate.

It has been an honor and I look forward to serving in the Senate.

Sincerely,

(signed)

Joann Ginal
Colorado State Representative

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify that I have canvassed the "Abstract of Votes Cast" submitted in the State of Colorado, and do state that, to the best of my knowledge and belief, the attached list represents the total votes cast for the members of the Colorado State House of Representatives for the 72nd General Assembly by the qualified electors of the State of Colorado in the November 6, 2018 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 11th day of December 2018.

(Signed)
Wayne W. Williams
Secretary of State

State Representative - District 1
Counties: Denver, Jefferson

<table>
<thead>
<tr>
<th>Name</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Susan Lontine (DEM)</td>
<td>17,400</td>
<td>64.00 %</td>
</tr>
<tr>
<td>Alysia Padilla (REP)</td>
<td>8,687</td>
<td>31.95 %</td>
</tr>
<tr>
<td>Darrel Dinges (LIB)</td>
<td>1,099</td>
<td>4.04 %</td>
</tr>
</tbody>
</table>

State Representative - District 2
Counties: Denver

<table>
<thead>
<tr>
<th>Name</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alec Garnett (DEM)</td>
<td>40,121</td>
<td>100.00 %</td>
</tr>
</tbody>
</table>

State Representative - District 3
Counties: Arapahoe

<table>
<thead>
<tr>
<th>Name</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Toren Mushovic (REP)</td>
<td>14,891</td>
<td>38.83 %</td>
</tr>
<tr>
<td>Jeff Bridges (DEM)</td>
<td>23,457</td>
<td>61.17 %</td>
</tr>
</tbody>
</table>
### State Representative - District 4

Counties: Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert &quot;Dave&quot; John (REP)</td>
<td>5,756</td>
</tr>
<tr>
<td>Serena Gonzales-Gutierrez (DEM)</td>
<td>27,564</td>
</tr>
</tbody>
</table>

### State Representative - District 5

Counties: Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alex Valdez (DEM)</td>
<td>27,131</td>
</tr>
<tr>
<td>Katherine E. Whitney (REP)</td>
<td>6,136</td>
</tr>
<tr>
<td>Rory Lamberton (LIB)</td>
<td>1,061</td>
</tr>
</tbody>
</table>

### State Representative - District 6

Counties: Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chris Hansen (DEM)</td>
<td>32,899</td>
</tr>
</tbody>
</table>

### State Representative - District 7

Counties: Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jay Frank Kucera (REP)</td>
<td>5,338</td>
</tr>
<tr>
<td>James Rashad Coleman (DEM)</td>
<td>27,272</td>
</tr>
</tbody>
</table>

### State Representative - District 8

Counties: Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Leslie Herod (DEM)</td>
<td>39,517</td>
</tr>
</tbody>
</table>

### State Representative - District 9

Counties: Arapahoe, Denver

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Emily Sirota (DEM)</td>
<td>27,265</td>
</tr>
<tr>
<td>Bob Lane (REP)</td>
<td>10,666</td>
</tr>
</tbody>
</table>

### State Representative - District 10

Counties: Boulder

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Murl S. Hendrickson IV (REP)</td>
<td>5,513</td>
</tr>
<tr>
<td>Eddie Hooton (DEM)</td>
<td>36,310</td>
</tr>
</tbody>
</table>

### State Representative - District 11

Counties: Boulder

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jonathan Singer (DEM)</td>
<td>27,545</td>
</tr>
<tr>
<td>Brian O Donahue (REP)</td>
<td>13,394</td>
</tr>
</tbody>
</table>

### State Representative - District 12

Counties: Boulder

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sonya Jaquez Lewis (DEM)</td>
<td>30,880</td>
</tr>
<tr>
<td>Theresa Stets (UNA)</td>
<td>11,110</td>
</tr>
</tbody>
</table>
### State Representative - District 13
#### Counties: Boulder, Clear Creek, Gilpin, Grand, Jackson

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kevin Sipple (REP)</td>
<td>11,929</td>
<td>26.85 %</td>
</tr>
<tr>
<td>KC Becker (DEM)</td>
<td>32,499</td>
<td>73.15 %</td>
</tr>
</tbody>
</table>

### State Representative - District 14
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shane Sandridge (REP)</td>
<td>27,765</td>
<td>68.47 %</td>
</tr>
<tr>
<td>Paul J. Haddick (DEM)</td>
<td>12,787</td>
<td>31.53 %</td>
</tr>
</tbody>
</table>

### State Representative - District 15
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brenda Krause (DEM)</td>
<td>12,874</td>
<td>38.58 %</td>
</tr>
<tr>
<td>Dave Williams (REP)</td>
<td>20,499</td>
<td>61.42 %</td>
</tr>
</tbody>
</table>

### State Representative - District 16
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andrew Smith (DEM)</td>
<td>12,484</td>
<td>36.69 %</td>
</tr>
<tr>
<td>Larry G. Liston (REP)</td>
<td>20,177</td>
<td>59.31 %</td>
</tr>
<tr>
<td>John Hjersman (LIB)</td>
<td>1,360</td>
<td>4.00 %</td>
</tr>
</tbody>
</table>

### State Representative - District 17
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kit Roupe (REP)</td>
<td>7,745</td>
<td>41.24 %</td>
</tr>
<tr>
<td>Thomas &quot;Tony&quot; Exum Sr. (DEM)</td>
<td>11,037</td>
<td>58.76 %</td>
</tr>
</tbody>
</table>

### State Representative - District 18
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mary Elizabeth Fabian (REP)</td>
<td>12,853</td>
<td>35.58 %</td>
</tr>
<tr>
<td>Marc A. Snyder (DEM)</td>
<td>20,778</td>
<td>57.52 %</td>
</tr>
<tr>
<td>Maile Foster (IND)</td>
<td>2,489</td>
<td>6.89 %</td>
</tr>
</tbody>
</table>

### State Representative - District 19
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tim Geitner (REP)</td>
<td>36,828</td>
<td>75.94 %</td>
</tr>
<tr>
<td>Asia M. Zanders (DEM)</td>
<td>11,667</td>
<td>24.06 %</td>
</tr>
<tr>
<td>Maile Foster (IND)</td>
<td>2,489</td>
<td>6.89 %</td>
</tr>
</tbody>
</table>

### State Representative - District 20
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Terri Carver (REP)</td>
<td>23,479</td>
<td>62.85 %</td>
</tr>
<tr>
<td>Kent Edward Jarnig (DEM)</td>
<td>13,881</td>
<td>37.15 %</td>
</tr>
</tbody>
</table>

### State Representative - District 21
#### Counties: El Paso

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lois Landgraf (REP)</td>
<td>12,529</td>
<td>58.57 %</td>
</tr>
<tr>
<td>Liz Rosenbaum (DEM)</td>
<td>8,863</td>
<td>41.43 %</td>
</tr>
<tr>
<td>District 22</td>
<td>Counties: Jefferson</td>
<td></td>
</tr>
<tr>
<td>------------</td>
<td>-------------------</td>
<td></td>
</tr>
<tr>
<td>Todd Kastetter (DEM)</td>
<td>19,939</td>
<td>46.37 %</td>
</tr>
<tr>
<td>Colin Larson (REP)</td>
<td>23,064</td>
<td>53.63 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 23</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chris Kennedy (DEM)</td>
<td>25,414</td>
</tr>
<tr>
<td>Joan Poston (REP)</td>
<td>15,011</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 24</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arthur Erwin (REP)</td>
<td>14,945</td>
</tr>
<tr>
<td>Monica Duran (DEM)</td>
<td>25,987</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 25</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Steve Szutenbach (REP)</td>
<td>23,267</td>
</tr>
<tr>
<td>Lisa A. Cutter (DEM)</td>
<td>25,968</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 26</th>
<th>Counties: Eagle, Routt</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nicki Mills (REP)</td>
<td>12,584</td>
</tr>
<tr>
<td>Dylan Roberts (DEM)</td>
<td>20,761</td>
</tr>
<tr>
<td>Luke Bray (UNA)</td>
<td>1,039</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 27</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brianna Titone (DEM)</td>
<td>24,957</td>
</tr>
<tr>
<td>Vicki Pyne (REP)</td>
<td>24,518</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 28</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kristina Joy Alley (REP)</td>
<td>14,419</td>
</tr>
<tr>
<td>Kerry Tipper (DEM)</td>
<td>22,286</td>
</tr>
<tr>
<td>Ross Klopf (LIB)</td>
<td>1,265</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 29</th>
<th>Counties: Jefferson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grady Nouis (REP)</td>
<td>14,169</td>
</tr>
<tr>
<td>Tracy Kraft-Tharp (DEM)</td>
<td>22,100</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>District 30</th>
<th>Counties: Adams</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dafna Michaelson Jenet (DEM)</td>
<td>16,239</td>
</tr>
<tr>
<td>Susan Kochevar (REP)</td>
<td>11,729</td>
</tr>
<tr>
<td>State Representative - District 31</td>
<td>Vote Totals</td>
</tr>
<tr>
<td>-----------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>Counties: Adams</td>
<td></td>
</tr>
<tr>
<td>Rico Figueroa (REP)</td>
<td>11,397</td>
</tr>
<tr>
<td>Yadira Caraveo (DEM)</td>
<td>16,242</td>
</tr>
<tr>
<td>Bree Owens (LIB)</td>
<td>1,883</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 32</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Adams</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Adrienne Benavidez (DEM)</td>
<td>16,644</td>
<td>100.00 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 33</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Boulder, Broomfield</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Eric Rutherford (REP)</td>
<td>17,332</td>
<td>35.68 %</td>
</tr>
<tr>
<td>Matt Gray (DEM)</td>
<td>27,833</td>
<td>57.29 %</td>
</tr>
<tr>
<td>Kim Tavendale (LIB)</td>
<td>1,327</td>
<td>2.73 %</td>
</tr>
<tr>
<td>Jay Geyer (IND)</td>
<td>2,087</td>
<td>4.30 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 34</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Adams</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alexander &quot;Skinny&quot; Winkler (REP)</td>
<td>10,565</td>
<td>39.71 %</td>
</tr>
<tr>
<td>Kyle Mullica (DEM)</td>
<td>16,039</td>
<td>60.29 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 35</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Adams</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Shannon Bird (DEM)</td>
<td>20,272</td>
<td>59.33 %</td>
</tr>
<tr>
<td>Bruce Baker (REP)</td>
<td>12,645</td>
<td>37.01 %</td>
</tr>
<tr>
<td>Ken Biles (LIB)</td>
<td>1,251</td>
<td>3.66 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 36</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Arapahoe</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Richard J. Bowman (REP)</td>
<td>12,140</td>
<td>38.99 %</td>
</tr>
<tr>
<td>Mike Weissman (DEM)</td>
<td>18,994</td>
<td>61.01 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 37</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Arapahoe</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Tom Sullivan (DEM)</td>
<td>21,686</td>
<td>54.03 %</td>
</tr>
<tr>
<td>Cole Wist (REP)</td>
<td>18,451</td>
<td>45.97 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 38</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counties: Arapahoe</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chris Kolker (DEM)</td>
<td>23,790</td>
<td>49.61 %</td>
</tr>
<tr>
<td>Susan Beckman (REP)</td>
<td>24,164</td>
<td>50.39 %</td>
</tr>
<tr>
<td>State Representative - District 39</td>
<td>Counties: Douglas, Teller</td>
<td></td>
</tr>
<tr>
<td>-----------------------------------</td>
<td>---------------------------</td>
<td></td>
</tr>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
<td></td>
</tr>
<tr>
<td>Mark Baisley (REP)</td>
<td>29,289</td>
<td>62.61 %</td>
</tr>
<tr>
<td>Kamala Vanderkolk (DEM)</td>
<td>16,167</td>
<td>34.56 %</td>
</tr>
<tr>
<td>Tony Gross (LIB)</td>
<td>1,325</td>
<td>2.83 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 40</th>
<th>Counties: Arapahoe</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Janet Buckner (DEM)</td>
<td>20,731</td>
</tr>
<tr>
<td>Richard Allen Bassett (REP)</td>
<td>12,146</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 41</th>
<th>Counties: Arapahoe</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Lynn Myers (REP)</td>
<td>10,923</td>
</tr>
<tr>
<td>Jovan Melton (DEM)</td>
<td>19,773</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 42</th>
<th>Counties: Arapahoe</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Mike Donald (REP)</td>
<td>5,240</td>
</tr>
<tr>
<td>Dominique Jackson (DEM)</td>
<td>14,419</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 43</th>
<th>Counties: Douglas</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Kevin Van Winkle (REP)</td>
<td>22,764</td>
</tr>
<tr>
<td>Barrett Rothe (DEM)</td>
<td>19,027</td>
</tr>
<tr>
<td>Scott Wagner (UPA)</td>
<td>874</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 44</th>
<th>Counties: Douglas</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Kim Ransom (REP)</td>
<td>25,654</td>
</tr>
<tr>
<td>Simone Aiken (DEM)</td>
<td>18,741</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 45</th>
<th>Counties: Douglas</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Danielle Kombo (DEM)</td>
<td>18,581</td>
</tr>
<tr>
<td>Patrick Neville (REP)</td>
<td>30,865</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 46</th>
<th>Counties: Pueblo</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Daneya Esgar (DEM)</td>
<td>20,556</td>
</tr>
<tr>
<td>Jonathan Ambler (REP)</td>
<td>14,436</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 47</th>
<th>Counties: Fremont, Otero, Pueblo</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Vote Totals</strong></td>
<td>Percentage</td>
</tr>
<tr>
<td>Bri Buentello (DEM)</td>
<td>16,324</td>
</tr>
<tr>
<td>Don Bendell (REP)</td>
<td>16,003</td>
</tr>
<tr>
<td>State Representative - District 48</td>
<td>Counties: Weld</td>
</tr>
<tr>
<td>----------------------------------</td>
<td>---------------</td>
</tr>
<tr>
<td>Stephen Alan Humphrey (REP)</td>
<td>29,393</td>
</tr>
<tr>
<td></td>
<td>67.79 %</td>
</tr>
<tr>
<td>Gbenga Ajiboye (DEM)</td>
<td>13,967</td>
</tr>
<tr>
<td></td>
<td>32.21 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 49</th>
<th>Counties: Larimer, Weld</th>
</tr>
</thead>
<tbody>
<tr>
<td>Perry L. Buck (REP)</td>
<td>33,867</td>
</tr>
<tr>
<td></td>
<td>59.23 %</td>
</tr>
<tr>
<td>Conor Duffy (DEM)</td>
<td>23,312</td>
</tr>
<tr>
<td></td>
<td>40.77 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 50</th>
<th>Counties: Weld</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rochelle Galindo (DEM)</td>
<td>12,159</td>
</tr>
<tr>
<td></td>
<td>53.37 %</td>
</tr>
<tr>
<td>Michael A. Thuener (REP)</td>
<td>10,624</td>
</tr>
<tr>
<td></td>
<td>46.63 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 51</th>
<th>Counties: Larimer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Joan Shaffer (DEM)</td>
<td>19,320</td>
</tr>
<tr>
<td></td>
<td>43.84 %</td>
</tr>
<tr>
<td>Hugh McKean (REP)</td>
<td>24,745</td>
</tr>
<tr>
<td></td>
<td>56.16 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 52</th>
<th>Counties: Larimer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donna Walter (REP)</td>
<td>16,614</td>
</tr>
<tr>
<td></td>
<td>35.87 %</td>
</tr>
<tr>
<td>Joann Ginal (DEM)</td>
<td>29,708</td>
</tr>
<tr>
<td></td>
<td>64.13 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 53</th>
<th>Counties: Larimer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeni Arndt (DEM)</td>
<td>29,904</td>
</tr>
<tr>
<td></td>
<td>100.00 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 54</th>
<th>Counties: Delta, Mesa</th>
</tr>
</thead>
<tbody>
<tr>
<td>Matt Soper (REP)</td>
<td>22,236</td>
</tr>
<tr>
<td></td>
<td>66.01 %</td>
</tr>
<tr>
<td>Thea Chase (IND)</td>
<td>11,449</td>
</tr>
<tr>
<td></td>
<td>33.99 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 55</th>
<th>Counties: Mesa</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tanya Travis (DEM)</td>
<td>13,401</td>
</tr>
<tr>
<td></td>
<td>37.36 %</td>
</tr>
<tr>
<td>Janice Rich (REP)</td>
<td>22,470</td>
</tr>
<tr>
<td></td>
<td>62.64 %</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 56</th>
<th>Counties: Adams, Arapahoe</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rod Bockenfeld (REP)</td>
<td>25,702</td>
</tr>
<tr>
<td></td>
<td>55.97 %</td>
</tr>
<tr>
<td>Dave Rose (DEM)</td>
<td>18,674</td>
</tr>
<tr>
<td></td>
<td>40.67 %</td>
</tr>
<tr>
<td>Kevin Gulbranson (LIB)</td>
<td>1,542</td>
</tr>
<tr>
<td></td>
<td>3.36 %</td>
</tr>
</tbody>
</table>
### State Representative - District 57
**Counties:** Garfield, Moffat, Rio Blanco

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bob Rankin (REP)</td>
<td>19,691</td>
</tr>
<tr>
<td>Colin Wilhelm (DEM)</td>
<td>12,016</td>
</tr>
</tbody>
</table>

### State Representative - District 58
**Counties:** Dolores, Montezuma, Montrose, San Miguel

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Marc Catlin (REP)</td>
<td>21,912</td>
</tr>
<tr>
<td>Seth Cagin (DEM)</td>
<td>12,972</td>
</tr>
</tbody>
</table>

### State Representative - District 59
**Counties:** Archuleta, Gunnison, Hinsdale, La Plata, Ouray, San Juan

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barbara McLachlan (DEM)</td>
<td>23,273</td>
</tr>
<tr>
<td>Paul Jones (IND)</td>
<td>18,273</td>
</tr>
</tbody>
</table>

### State Representative - District 60
**Counties:** Chaffee, Custer, Fremont, Park

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Erin Kelley (DEM)</td>
<td>14,426</td>
</tr>
<tr>
<td>James D. &quot;Jim&quot; Wilson (REP)</td>
<td>23,468</td>
</tr>
<tr>
<td>Glenn Ingalls (LIB)</td>
<td>1,343</td>
</tr>
</tbody>
</table>

### State Representative - District 61
**Counties:** Delta, Gunnison, Lake, Pitkin, Summit

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Julie McCluskie (DEM)</td>
<td>26,063</td>
</tr>
<tr>
<td>Mike Mason (REP)</td>
<td>14,915</td>
</tr>
</tbody>
</table>

### State Representative - District 62
**Counties:** Alamosa, Conejos, Costilla, Huerfano, Mineral, Pueblo, Rio Grande, Saguache

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donald E. Valdez (DEM)</td>
<td>17,752</td>
</tr>
<tr>
<td>Scott Honeycutt (REP)</td>
<td>13,512</td>
</tr>
</tbody>
</table>

### State Representative - District 63
**Counties:** Weld

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lori Saine (REP)</td>
<td>25,816</td>
</tr>
<tr>
<td>Brandon D. Bobian (DEM)</td>
<td>15,346</td>
</tr>
<tr>
<td>Joe Johnson (LIB)</td>
<td>2,060</td>
</tr>
</tbody>
</table>

### State Representative - District 64
**Counties:** Baca, Bent, Crowley, Elbert, Kiowa, Las Animas, Lincoln, Prowers, Washington

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kimmi Lewis (REP)</td>
<td>26,149</td>
</tr>
<tr>
<td>Teri Nilson Baird (DEM)</td>
<td>8,651</td>
</tr>
</tbody>
</table>
State Representative - District 65
Counties: Cheyenne, Kit Carson, Logan, Morgan, Phillips, Sedgwick, Yuma

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rod Pelton (REP)</td>
<td>22,746</td>
<td>76.30 %</td>
</tr>
<tr>
<td>Bethleen McCall (DEM)</td>
<td>7,065</td>
<td>23.70 %</td>
</tr>
</tbody>
</table>

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify that I have canvassed the "Abstract of Votes Cast" submitted in the State of Colorado, and do state that, to the best of my knowledge and belief, the persons listed on the attached list were duly elected to the office of Colorado State House of Representatives by the qualified electors of the State of Colorado in the November 6, 2018 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 11th day of December 2018.

(Signed)
Wayne W. Williams
Secretary of State

State Representative - District 1

Susan Lontine (DEM)  
6395 W. Berry Ave.  
Denver, CO 80123

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Susan Lontine (DEM)</td>
<td>17,400</td>
<td>64.00 %</td>
</tr>
</tbody>
</table>

State Representative - District 2

Alec Garnett (DEM)  
921 Clarkson St.  
Denver, CO 80218

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alec Garnett (DEM)</td>
<td>40,121</td>
<td>100.00 %</td>
</tr>
</tbody>
</table>

State Representative - District 3

Jeff Bridges (DEM)  
7600 Landmark Way #805  
Greenwood Village, CO 80111

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeff Bridges (DEM)</td>
<td>23,457</td>
<td>61.17 %</td>
</tr>
</tbody>
</table>

State Representative - District 4

Serena Gonzales-Gutierrez (DEM)  
3700 W Alice Pl  
Denver, CO 80211

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Serena Gonzales-Gutierrez (DEM)</td>
<td>27,564</td>
<td>82.73 %</td>
</tr>
</tbody>
</table>

State Representative - District 5

Alex Valdez (DEM)  
2443 N Clay St  
Denver, CO 80211

<table>
<thead>
<tr>
<th></th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alex Valdez (DEM)</td>
<td>27,131</td>
<td>79.03 %</td>
</tr>
<tr>
<td>State Representative - District 6</td>
<td>Vote Totals</td>
<td>Percentage</td>
</tr>
<tr>
<td>----------------------------------</td>
<td>-------------</td>
<td>------------</td>
</tr>
<tr>
<td>Chris Hansen (DEM)</td>
<td>32,899</td>
<td>100.00 %</td>
</tr>
<tr>
<td>1177 N Newport St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Denver, CO 80220</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 7</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>James Rashad Coleman (DEM)</td>
<td>27,272</td>
<td>83.63 %</td>
</tr>
<tr>
<td>5389 N Liverpool St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Denver, CO 80249</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 8</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Leslie Herod (DEM)</td>
<td>39,517</td>
<td>100.00 %</td>
</tr>
<tr>
<td>2556 N Dexter St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Denver, CO 80207</td>
<td></td>
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</tr>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 9</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Emily Sirota (DEM)</td>
<td>27,265</td>
<td>71.88 %</td>
</tr>
<tr>
<td>1823 S Ivy St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Denver, CO 80224</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 10</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edie Hooton (DEM)</td>
<td>36,310</td>
<td>86.82 %</td>
</tr>
<tr>
<td>2052 Alpine Dr.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Boulder, CO 80304</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 11</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jonathan Singer (DEM)</td>
<td>27,545</td>
<td>67.28 %</td>
</tr>
<tr>
<td>2408 Mountain View Ave</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Longmont, CO 80503</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 12</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sonya Jaquez Lewis (DEM)</td>
<td>30,880</td>
<td>73.54 %</td>
</tr>
<tr>
<td>11938 Oxford Rd</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Longmont, CO 80504</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 13</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>KC Becker (DEM)</td>
<td>32,499</td>
<td>73.15 %</td>
</tr>
<tr>
<td>990 7th St.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Boulder, CO 80302</td>
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<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 14</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shane Sandridge (REP)</td>
<td>27,765</td>
<td>68.47 %</td>
</tr>
<tr>
<td>868 Altamont Ridge Dr</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Colorado Springs, CO 80921</td>
<td></td>
<td></td>
</tr>
<tr>
<td>District</td>
<td>Candidate</td>
<td>Vote Totals</td>
</tr>
<tr>
<td>----------------</td>
<td>------------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>15</td>
<td>Dave Williams (REP)</td>
<td>20,499</td>
</tr>
<tr>
<td>16</td>
<td>Larry G. Liston (REP)</td>
<td>20,177</td>
</tr>
<tr>
<td>17</td>
<td>Thomas &quot;Tony&quot; Exum Sr. (DEM)</td>
<td>11,037</td>
</tr>
<tr>
<td>18</td>
<td>Marc Synder (DEM)</td>
<td>20,778</td>
</tr>
<tr>
<td>19</td>
<td>Tim Geitner (REP)</td>
<td>36,828</td>
</tr>
<tr>
<td>20</td>
<td>Terri Carver (REP)</td>
<td>23,479</td>
</tr>
<tr>
<td>21</td>
<td>Lois Landgraf (REP)</td>
<td>12,529</td>
</tr>
<tr>
<td>22</td>
<td>Colin Larson (REP)</td>
<td>23,064</td>
</tr>
<tr>
<td>23</td>
<td>Chris Kennedy (DEM)</td>
<td>25,414</td>
</tr>
<tr>
<td>District</td>
<td>Name</td>
<td>Vote Totals</td>
</tr>
<tr>
<td>----------</td>
<td>-----------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>24</td>
<td>Monica Duran (DEM)</td>
<td>25,987</td>
</tr>
<tr>
<td></td>
<td>2980 Upham St</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Wheat Ridge, CO 80033</td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>Lisa A. Cutter (DEM)</td>
<td>25,968</td>
</tr>
<tr>
<td></td>
<td>13049 W Aqueduct Ave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Littleton, CO 80127</td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>Dylan Roberts (DEM)</td>
<td>20,761</td>
</tr>
<tr>
<td></td>
<td>177 Lake St #R2</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Avon, CO 81620</td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>Brianna Titone (DEM)</td>
<td>24,957</td>
</tr>
<tr>
<td></td>
<td>6232 Kilmer Lp #203</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Arvada, CO 80403</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Kerry Tipper (DEM)</td>
<td>22,286</td>
</tr>
<tr>
<td></td>
<td>15584 W Baker Ave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lakewood, CO 80228</td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>Tracy Kraft-Tharp (DEM)</td>
<td>22,100</td>
</tr>
<tr>
<td></td>
<td>12083 W 84th Pl.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Arvada, CO 80005</td>
<td></td>
</tr>
<tr>
<td>30</td>
<td>Dafna Michaelson Jenet (DEM)</td>
<td>16,239</td>
</tr>
<tr>
<td></td>
<td>16891 E 107th Ave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Commerce City, CO 80022</td>
<td></td>
</tr>
<tr>
<td>31</td>
<td>Yadira Caraveo (DEM)</td>
<td>16,242</td>
</tr>
<tr>
<td></td>
<td>2691 E 121st Pl</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Thornton, CO 80241</td>
<td></td>
</tr>
<tr>
<td>32</td>
<td>Adrienne Benavidez (DEM)</td>
<td>16,644</td>
</tr>
<tr>
<td></td>
<td>5303 Columbine Ln</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Denver, CO 80221</td>
<td></td>
</tr>
<tr>
<td>District</td>
<td>Name</td>
<td>Votes</td>
</tr>
<tr>
<td>-------------------</td>
<td>---------------------</td>
<td>--------</td>
</tr>
<tr>
<td>33</td>
<td>Matt Gray (DEM)</td>
<td>27,833</td>
</tr>
<tr>
<td></td>
<td>4300 Red Deer Trl</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Broomfield, CO 80020</td>
<td></td>
</tr>
<tr>
<td>34</td>
<td>Kyle Mullica (DEM)</td>
<td>16,039</td>
</tr>
<tr>
<td></td>
<td>11187 Elati St</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Northglenn, CO 80234</td>
<td></td>
</tr>
<tr>
<td>35</td>
<td>Shannon Bird (DEM)</td>
<td>20,272</td>
</tr>
<tr>
<td></td>
<td>1125 W 140th Dr</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Westminster, CO 80023</td>
<td></td>
</tr>
<tr>
<td>36</td>
<td>Mike Weissman (DEM)</td>
<td>18,994</td>
</tr>
<tr>
<td></td>
<td>1165 Ouray St</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Aurora, CO 80011</td>
<td></td>
</tr>
<tr>
<td>37</td>
<td>Tom Sullivan (DEM)</td>
<td>21,686</td>
</tr>
<tr>
<td></td>
<td>17133 E Prentice Dr</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Centennial, CO 80015</td>
<td></td>
</tr>
<tr>
<td>38</td>
<td>Susan Beckman (REP)</td>
<td>24,164</td>
</tr>
<tr>
<td></td>
<td>744 W Elati Cir</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Littleton, CO 80120</td>
<td></td>
</tr>
<tr>
<td>39</td>
<td>Mark Baisley (REP)</td>
<td>29,289</td>
</tr>
<tr>
<td></td>
<td>10398 Totem Run</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Littleton, CO 80125</td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>Janet Buckner (DEM)</td>
<td>20,731</td>
</tr>
<tr>
<td></td>
<td>4124 S Elkhart St</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Aurora, CO 80014</td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>Jovan Melton (DEM)</td>
<td>19,773</td>
</tr>
<tr>
<td></td>
<td>2634 S Nome St</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Aurora, CO 80014</td>
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</tr>
<tr>
<td>State Representative - District 42</td>
<td></td>
<td></td>
</tr>
<tr>
<td>-----------------------------------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dominique Jackson (DEM)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Vote Totals: 14,419</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Percentage: 73.35 %</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13405 E Parkview Dr</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Aurora, CO 80011</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 43</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kevin Van Winkle (REP)</td>
</tr>
<tr>
<td>Vote Totals: 22,764</td>
</tr>
<tr>
<td>Percentage: 53.36 %</td>
</tr>
<tr>
<td>3889 Wynwood Cir</td>
</tr>
<tr>
<td>Highlands Ranch, CO 80126</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 44</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kim Ransom (REP)</td>
</tr>
<tr>
<td>Vote Totals: 25,654</td>
</tr>
<tr>
<td>Percentage: 57.79 %</td>
</tr>
<tr>
<td>13754 Omega Cir</td>
</tr>
<tr>
<td>Littleton, CO 80124</td>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 45</th>
</tr>
</thead>
<tbody>
<tr>
<td>Patrick Neville (REP)</td>
</tr>
<tr>
<td>Vote Totals: 30,865</td>
</tr>
<tr>
<td>Percentage: 62.42 %</td>
</tr>
<tr>
<td>4128 Astrion Ct</td>
</tr>
<tr>
<td>Castle Rock, CO 80104</td>
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<table>
<thead>
<tr>
<th>State Representative - District 46</th>
</tr>
</thead>
<tbody>
<tr>
<td>Daneya Esgar (DEM)</td>
</tr>
<tr>
<td>Vote Totals: 20,556</td>
</tr>
<tr>
<td>Percentage: 58.74 %</td>
</tr>
<tr>
<td>549 Acero Ave</td>
</tr>
<tr>
<td>Pueblo, CO 81004</td>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 47</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bri Buentello (DEM)</td>
</tr>
<tr>
<td>Vote Totals: 16,324</td>
</tr>
<tr>
<td>Percentage: 50.50 %</td>
</tr>
<tr>
<td>2822 Cascade Ave</td>
</tr>
<tr>
<td>Pueblo, CO 81003</td>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 48</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stephen Alan Humphrey (REP)</td>
</tr>
<tr>
<td>Vote Totals: 29,393</td>
</tr>
<tr>
<td>Percentage: 67.79 %</td>
</tr>
<tr>
<td>550 Cimmaron Dr</td>
</tr>
<tr>
<td>Ault, CO 80610</td>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 49</th>
</tr>
</thead>
<tbody>
<tr>
<td>Perry L. Buck (REP)</td>
</tr>
<tr>
<td>Vote Totals: 33,867</td>
</tr>
<tr>
<td>Percentage: 59.23 %</td>
</tr>
<tr>
<td>1863 E Seadrift Dr</td>
</tr>
<tr>
<td>Windsor, CO 80550</td>
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<table>
<thead>
<tr>
<th>State Representative - District 50</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rochelle Galindo (DEM)</td>
</tr>
<tr>
<td>Vote Totals: 12,159</td>
</tr>
<tr>
<td>Percentage: 53.37 %</td>
</tr>
<tr>
<td>1217 26th Ave #306</td>
</tr>
<tr>
<td>Greeley, CO 80634</td>
</tr>
<tr>
<td>State Representative - District 51</td>
</tr>
<tr>
<td>----------------------------------</td>
</tr>
<tr>
<td>Hugh McKean (REP)</td>
</tr>
<tr>
<td>1645 Carol Dr</td>
</tr>
<tr>
<td>Loveland, CO 80537</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 52</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Joann Ginal (DEM)</td>
<td>29,708</td>
<td>64.13 %</td>
</tr>
<tr>
<td>316 E Magnolia St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fort Collins, CO 80524</td>
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<table>
<thead>
<tr>
<th>State Representative - District 53</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeni Arndt (DEM)</td>
<td>29,904</td>
<td>100.00 %</td>
</tr>
<tr>
<td>1603 W Mulberry St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fort Collins, CO 80521</td>
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</table>

<table>
<thead>
<tr>
<th>State Representative - District 54</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Matt Soper (REP)</td>
<td>22,236</td>
<td>66.01 %</td>
</tr>
<tr>
<td>10 Hartig Dr</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Delta, CO 81416</td>
<td></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 55</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Janice Rich (REP)</td>
<td>22,470</td>
<td>62.64 %</td>
</tr>
<tr>
<td>1815 Venetian Dr</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grand Junction, CO 81506</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 56</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rod Bockenfeld (REP)</td>
<td>25,702</td>
<td>55.97 %</td>
</tr>
<tr>
<td>34623 E 10th Dr</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Watkins, CO 80137</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 57</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bob Rankin (REP)</td>
<td>19,691</td>
<td>62.10 %</td>
</tr>
<tr>
<td>62 Alpen Glo Ln #A</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carbondale, CO 81623</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Representative - District 58</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Marc Catlin (REP)</td>
<td>21,912</td>
<td>62.81 %</td>
</tr>
<tr>
<td>60756 Spring Creek Rd</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Montrose, CO 81403</td>
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<table>
<thead>
<tr>
<th>State Representative - District 59</th>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barbara McLachlan (DEM)</td>
<td>23,273</td>
<td>56.02 %</td>
</tr>
<tr>
<td>399 W Park Ave # A2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Durango, CO 81301</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
State Representative - District 60

James D. "Jim" Wilson (REP)  
220 Wood Ave  
Salida, CO 81201

Vote Totals: 23,468  
Percentage: 59.81 %

State Representative - District 61

Julie McCluskie (DEM)  
502 Vail Cir  
Dillon, CO 80435

Vote Totals: 26,063  
Percentage: 63.60 %

State Representative - District 62

Donald E. Valdez (DEM)  
15525 Hwy 15  
La Jara, CO 81140

Vote Totals: 17,752  
Percentage: 56.78 %

State Representative - District 63

Lori Saine (REP)  
326 Jackson Ave  
Firestone, CO 80520

Vote Totals: 25,816  
Percentage: 59.73 %

State Representative - District 64

Kimmi Lewis (REP)  
43200 Hwy 109  
Kim, CO 80149

Vote Totals: 26,149  
Percentage: 75.14 %

State Representative - District 65

Rod Pelton (REP)  
46251 County Rd V  
Cheyenne Wells, CO 80810

Vote Totals: 22,746  
Percentage: 76.30 %

Representative Garnett, moved that the Speaker appoint a Committee of three to serve as the Committee on Credentials. Without objection, Speaker Duran appointed Representatives Garnett, Chairman, Kennedy, and Neville as the Committee on Credentials.

House in recess.  House reconvened.

On request of Representative Garnett, the following report was read at length:

REPORT OF THE COMMITTEE ON CREDENTIALS

The Committee on Credentials has made examination of the report of the Secretary of State and received testimony and other materials, and it hereby finds as follows:
That the lists of Representatives elected at the general election held on
November 6, 2018 as certified by the Secretary of State of the state of
Colorado is a true, complete, and authentic list of all Representatives
elected at said general election for the term provided by law, and said
persons do truly possess the constitutional and statutory qualifications and
are entitled to membership in this body as aforesaid, pursuant to law in
such case made and provided.

That a vacancy currently exists in House District 52, and that such
vacancy shall be filled upon certification by the Secretary of State of the
name of the person duly selected or appointed to fill the vacancy pursuant
to law.

(Signed)
Alé Garnett, Chairman
Chris Kennedy
Patrick Neville

Representative Garnett moved to adopt the report of the Committee on
Credentials.

The report of the Committee on Credentials was adopted by viva voce
vote.

Representative Garnett moved that a Committee of three be appointed to
wait upon Chief Justice Nathan B. Coats to request him to administer the
oath of office to the Representatives elect. Without objection Speaker
Duran appointed Representatives Valdez D., Chairman, Sirota, and
Lewis as members of said Committee.

House in recess. House reconvened.

Chief Sergeant-at-arms Jon Judson announced the arrival of Chief Justice
Nathan B. Coats.

The Committee escorted the Chief Justice to the podium where he
administered the oath of office to 64 members-elect of the Colorado
House of Representatives, as certified by the Secretary of State.

The Committee escorted Chief Justice Nathan B. Coats from the
Chamber.

The roll was called with the following result:

Present--64
Vacancy--1

Speaker Duran declared a quorum is present
Speaker Duran announced that nominations were open for Speaker of the House of Representatives.

Representative Garnett nominated Representative KC Becker.

Representative Neville seconded the nomination.

Speaker Duran called for further nominations.

Representative Garnett moved that the nominations be closed, and that Representative KC Becker be elected unanimously.

Representative KC Becker was unanimously elected Speaker of the Colorado House of Representatives by \textit{viva voce} vote.

Speaker Duran announced that Representative KC Becker had been elected Speaker of the House of Representatives for the Seventy-second General Assembly.

\textbf{INTRODUCTION AND CONSIDERATION OF RESOLUTION}

On motion of Representative Garnett, the rules were suspended and the following resolution was given immediate consideration.

\textbf{HR19-1001} by Representative(s) Garnett, Becker, Neville--Concerning the temporary Rules of the House of Representatives.

(Printed and placed in members' files).

On motion of Representative Garnett, the resolution was \textit{adopted} by \textit{viva voce} vote.

\textbf{MESSAGE(S) FROM THE SENATE}

The Senate has adopted SJR19-001 and transmits herewith.

\textbf{INTRODUCTION AND CONSIDERATION OF RESOLUTION}

On motion of Representative Garnett, the rules were suspended and the following resolution(s) were given immediate consideration.

\textbf{SJR19-001} by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Garnett, Becker, Neville--Concerning the adoption of the Joint Rules as the temporary Joint Rules of the Seventy-second General Assembly.

(Printed and placed in members' files).

On motion of Representative Garnett, the resolution was \textit{adopted} by \textit{viva voce} vote.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Bridges, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Esgar,
HJR19-1001 by Representative(s) Garnett, Becker, Neville; also Senator(s) Fenberg, Garcia, Holbert--Concerning a Joint Session of the House of Representatives and the Senate of the Seventy-second General Assembly for the purpose of canvassing the votes for certain officials at the election held November 6, 2018.

(Printed and placed in members' files).

On motion of Representative Garnett, the resolution was adopted by viva voce vote.

On motion of Representative Garnett, a Committee of three was appointed to notify the Senate that the House was organized and ready for business. The Speaker appointed Representatives Bridges, Chairman, Cutter, and Beckman.

On motion of Representative Garnett, a Committee of three was appointed to notify the Governor that the House was organized and ready for business. The Speaker appointed Representative Singer, Chairman, Galindo, and Humphrey.

House in recess.

The Speaker recognized a committee from the Senate. Senators Story, Rodriguez, and Lundeen reported that the Senate was organized and ready for business.

House reconvened.

Representative Bridges, Chairman of the Committee to Notify the Senate, reported that the Senate had been notified that the House was organized and ready for business.

Representative Singer, Chairman of the Committee to Notify the Governor, reported that the Governor had been notified that the House was organized and ready for business.
The following list of appointments was read:

**APPROPRIATIONS**
11 members: Representatives Hansen, Chair, Esgar, Vice-Chair; Bird, Bockenfeld, Coleman, Kennedy, Kraft-Tharp, McCluskie, Pelton, Rankin, Rich

**BUSINESS AFFAIRS & LABOR**
11 members: Representatives Kraft-Tharp, Chair, Coleman, Vice-Chair; Arndt, Bird, Duran, McKean, Sandridge, Snyder, Sullivan, Van Winkle, Williams

**EDUCATION**
13 members: Representatives McLachlan, Chair, Buentello, Vice-Chair; Baisley, Buckner, Coleman, Cutter, Exum, Geitner, Larson, McCluskie, Michaelson Jenet, Wilson

**ENERGY & ENVIRONMENT**
11 members: Representatives Jackson, Chair, Hooton, Vice-Chair; Bridges, Geitner, Landgraf, Liston, Saine, Sirota, Valdez A., Weissman

**FINANCE**
11 members: Representatives Herod, Chair, Tipper, Vice-Chair; Beckman, Benavidez, Bird, Bockenfeld, Gray, Rich, Sandridge, Snyder, Sullivan

**HEALTH & INSURANCE**
11 members: Representatives Lontine, Chair, Caraveo, Vice-Chair; Baisley, Beckman, Buckner, Catlin, Jackson, Mullica, Soper, Titone

**JUDICIARY**
11 members: Representatives Weissman, Chair, Herod, Vice-Chair; Benavidez, Bockenfeld, Carver, Galindo, Gonzales-Gutierrez, McKean, Roberts, Soper, Tipper

**PUBLIC HEALTH CARE & HUMAN SERVICES**
11 members: Representatives Singer, Chair, Michaelson Jenet, Vice-Chair; Caraveo, Cutter, Gonzales-Gutierrez, Jaquèz Lewis, Landgraf, Larson, Liston, Mullica, Pelton

**RURAL AFFAIRS & AGRICULTURE**
11 members: Representatives Roberts, Chair, Valdez D., Vice-Chair; Arndt, Buck, Buentello, Catlin, Lewis, McCluskie, McLachlan, Pelton, Titone

**STATE, VETERANS, & MILITARY AFFAIRS**
9 members: Representatives Kennedy, Chair, Jaquez Lewis, Vice-Chair; Duran, Humphrey, Lontine, Melton, Rich, Sirota, Williams

**TRANSPORTATION & LOCAL GOVERNMENT**
11 members: Representatives Gray, Chair, Exum, Vice-Chair; Bridges, Carver, Galindo, Hooton, Humphrey, Lewis, Ransom, Valdez A., Valdez D.

**HOUSE SERVICES**
4 Members: Representatives Buckner, Chair; Esgar, McKean, Van Winkle

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**JOINT LEGISLATIVE COMMITTEES**

**CAPITAL DEVELOPMENT**
3 House: Representatives Roberts, Chair; Beckman, Valdez A.
EXECUTIVE COMMITTEE OF LEGISLATIVE COUNCIL
3 House: Representatives KC Becker, Vice-Chair; Garnett, Neville

JOINT BUDGET COMMITTEE
3 House: Representatives Esgar, Vice-Chair; Hanson, Rankin

LEGAL SERVICES
5 House: Representatives Herod, Snyder, Soper, Van Winkle, Weissman

LEGISLATIVE AUDIT
4 House: Representatives Kraft-Tharp, Michaelson Jenet, Ransom, Saine

LEGISLATIVE COUNCIL
9 House: Representatives KC Becker, Vice-Chair; Duran, Garnett, Jackson, Lontine, Mullica, Neville, Saine, Van Winkle

On motion of Representative Garnett the appointments to the Legislative Audit Committee were confirmed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES 63</th>
<th>NO 0</th>
<th>EXCUSED 1</th>
<th>ABSENT 0</th>
<th>VACANCY 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt Y</td>
<td>Esgar Y</td>
<td>Landgraf Y</td>
<td>Roberts Y</td>
<td></td>
</tr>
<tr>
<td>Baisley Y</td>
<td>Exum Y</td>
<td>Larson Y</td>
<td>Saine Y</td>
<td></td>
</tr>
<tr>
<td>Beckman Y</td>
<td>Galindo Y</td>
<td>Lewis Y</td>
<td>Sandridge Y</td>
<td></td>
</tr>
<tr>
<td>Benavidez Y</td>
<td>Garnett Y</td>
<td>Liston Y</td>
<td>Singer Y</td>
<td></td>
</tr>
<tr>
<td>Bird Y</td>
<td>Geitner Y</td>
<td>Lontine Y</td>
<td>Sirota Y</td>
<td></td>
</tr>
<tr>
<td>Bockenfeld Y</td>
<td>District 52 Y</td>
<td>McCluskie Y</td>
<td>Snyder Y</td>
<td></td>
</tr>
<tr>
<td>Bridges Y</td>
<td>Gonzales-Gutierrez Y</td>
<td>McKean Y</td>
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On motion of Representative Garnett the appointments to the Legislative Council Committee were confirmed by the following roll call vote:

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Representative Garnett moved that the following remarks of Speaker KC Becker and Representative Neville be printed in the House Journal. There being no objection the remarks were printed.

Speaker KC Becker addressed the members of the House of Representatives.

Good morning and welcome to your state capitol.

It is one my greatest honors to stand before you today.

I want to thank the constituents of my district which stretches from the Wyoming border in the north, to Mount Evans in the south– from Boulder to Kremmling - from Jackson, Grand, and Gilpin to Clear Creek and Boulder counties.

It’s an honor to represent you.

Thank you to Majority Leader Alec Garnett and to our entire leadership team who will help lead our chamber over the next two years. You all are awesome.

Minority Leader Neville, congratulations on being selected to lead your caucus once again and I hope to work together with you to serve the people of our great state.

I would also like to congratulate Representative Kyle Mullica and his family who welcomed the birth of a new baby girl, Autumn Grace, this week.
I look around this chamber and see many new faces… and a lot more Democrats…

I’d like to welcome our first years and returning legislators.

No matter your party, we are all here because we want Coloradans to succeed.

Running for office or stepping forward to participate in public service is never easy.

So on behalf of this chamber and our state, I extend thanks to you and your families and friends who have agreed to let us borrow you for the next two years.

Your support is key to our shared success.

Together, we are driven to build a fair economy that expands opportunity for all, to invest in our future, and to protect the Colorado Way of Life.

Today, we open the first regular session of the 72nd General Assembly.

Members, pack your energy and ideas with you every day because you are about to have some of the longest days wrapped into the shortest four months you’ll ever know.

Your patience will be tested, your sleep will shorten, your family will miss you and your waistline may grow.

But believe me the future is worth the fight and your efforts are worthwhile.

This November, Coloradans made history by electing the first Jewish and openly gay Governor.

We made history by electing a record number of people of color to our state legislature.

And we made history by electing 33 women to the House including 25 in the Democratic caucus alone and the first transgender representative in state Herstory.

Whether you’re a Republican, Democrat or Unaffiliated voter, I think we can all agree that this chamber is sending a strong message that when people participate in democracy, their government is more reflective of their state’s diverse background and ideas.

It is our shared hope that the number of women and people of color who were motivated to step forward and run for office will inspire the next generation of Coloradans to pursue public service and become more involved.

I am honored to accept this gavel and look forward to working with you all.

Now - I’ve watched a few of my predecessors break a few gavels trying to keep this chamber in order so let’s all hope this is the only gavel we need this session…

…but based on past experience, Marilyn please have a backup ready.

It is not lost on me that I am the third consecutive woman to serve as Speaker and the fourth in our state’s rich history.

Standing before you today, I know I won’t be the last.
I would be remiss if I did not thank those who have blazed a trail ahead of us including
I also want to acknowledge my father-in-law and sister-in-law, Ed and Shaun who are
here today and my awesome parents, who unfortunately can’t be here today.
I am grateful for the care and love they gave to me and my siblings – three of whom
are here with me now Karen, Alicia and Elle.
I’m most grateful that my parents decided to let me spend my summers as a teenager
in the Rockies.
I was a Florida girl discovering the vast and transformative place that is the West.
Until then I had never seen mountains. I had never seen snow.
Actually, it was hailing when I said “oh my god snow” and my now lifelong friend
turned to me with a smirk on her face and said “you dummy, that’s not snow, it’s hail.”
I truly fell in love with the West and feel lucky to call Colorado home.
My husband Miles and I have built our lives and family in Boulder.
I’m thankful for the love and support of Miles and our two boys - Ryder and Leo -
who are here with us today.
11 years ago, Leo had just been born, he was 7 weeks old when the market tanked and
I was laid off from my job. I think about how much has changed in those 11 years.
I certainly had no idea then that a run for local office would end up with me standing
here before you as the Speaker of the House.
But a lot more has changed since Leo was born. Amazon was a fledgling company.
There was no bitcoin. No Lyft. No Ikon Pass. No marijuana store fronts.
No negative factor. No Affordable Care Act.
and Representative Rochelle Galindo was still in high school.
11 years ago, there were only 36 women serving in the House and Senate combined.
Each year brings new issues to us at the capitol. But the more things change, the more
they stay the same.
We’ve gone from a deep recession to a thriving state. But the advantages of
Colorado’s growth and economic prosperity of the last 5 or 6 years haven’t been felt
by every corner of our state.
Unemployment statewide is low and the President might be tweeting about the stock
market – at least when it’s up - but many of our neighbors still find it hard to get ahead
and they struggle with the rising cost of living.
Hardworking families are trying to save for the years down the road or even for the
coming months.
And they are often one tragedy or paycheck away from financial distress.
That means we need to give them the tools they need to get ahead.

Last session, we passed bills to help Coloradans with the high cost of child care, increase the construction of affordable housing, and connect more Coloradans to the good, high-paying jobs our economy is now producing in great numbers.

But it’s not enough.

We are a state built on the value that people who work hard should be treated fairly. That means finally passing paid family leave because no one should have to risk financial ruin – or lose their job – to care for a new child or sick relative.

It also means that women and people of color should be paid equally for equal work.

We are committed to fighting for every Coloradan to be treated with the dignity, fairness and the respect they deserve.

Despite significant efforts from legislators on both sides of the aisle, the rural-urban divide continues to be a challenge.

While Colorado’s economy is working for some, it’s not working for everyone in rural communities and the legislature must do more to ensure that our successes touch all parts of our state.

That means taking steps in rural Colorado to reduce the cost of health care and kick starting more economic development to get more people into good paying jobs.

We must keep building on the bipartisan successes of workforce development programs in communities across the state.

Access to affordable housing continues to be out of reach for many people.

That means we need to invest state dollars in our affordable housing trust fund.

It is my hope and the hope of many in this chamber that we work together to problem solve and expand opportunity.

We are also committed to protecting the Colorado way of life,

And I cannot think of a more important challenge for us to take on than climate change.

Climate change is real.

It's threatening our thriving outdoor economy and our livelihoods.

Skiers are seeing smaller snow packs

Rafters are seeing smaller rapids

Anglers are seeing shallower waters

Mountain residents are seeing more frequent and more destructive wildfires
And our eastern plains are seeing more drought.

And unfortunately, Washington has once again chosen to bury its head in the sand while states and the rest of the world work to address the threat of climate change.

We will build a better future by expanding our commitment to renewable energy, giving local communities the tools they need to prepare for the impacts of climate change and creating strong goals to limit carbon pollution.

Our recent economic success shows that we can work together to protect our clean air and water and grow our economy at the same time.

It is also a point of pride for our state that the leading solutions and studies to this challenge are coming from Colorado’s institutions of higher education and innovative entrepreneurs.

We need to continue Colorado’s climate leadership for the sake of our economy, public health and clean air.

Colorado’s way of life is also threatened by the growing conflict between neighborhoods and oil and gas.

Our state has grown and schools and neighborhoods are butting up against oil and gas operations.

It’s time we update our laws to reflect this new paradigm.

That means, we must ensure communities feel more confident that the oil and gas happening nearby isn’t negatively impacting their air or water quality and their quality of life.

Colorado’s way of life is precious. It’s part of the reason people live, work, play and move here like I did so many years ago.

As we think about the Colorado way of life we must also think about investing in our future.

Many of our educators are having to work multiple jobs just to pay their own bills,

And many students have never had the experience of being in a fully funded school system.

We have recently passed bipartisan state budgets that invested hundreds of millions of new dollars into our schools, boosted per-pupil funding, made commitments to address the teacher shortage, and brought down the negative factor.

But, if we intend to leave our state in a better position than we found it, then we must do more.

We need to give our students, teachers and schools the tools they need to succeed.

That means we must continue to invest in early childhood education, K-12 and higher ed.

And it means we should make sure our students are well prepared for the jobs of the future in a modernizing economy.
Coloradans are also tired over the lack of investment in roads, bridges, and transit. That means coming up with creative and collaborative solutions to our transportation problems.

Coloradans – no matter their political affiliation or zip code – are fed up with high cost of health care and out of control prescription drug prices.

We hear from Coloradans nearly every day about their struggles with health care. We share the concerns of families and seniors across our state who agonize over access and rising costs.

In the absence of federal leadership in Washington, we at the capitol must address this challenge head on. That means, we must work together to address skyrocketing health care costs by promoting transparency in insurance, drug pricing and medical expenses, That also means we must tackle surprise billing and help provide more stability to our health insurance markets.

There is no time to waste. The health and well-being of Coloradans must continue to be a top priority because we are facing a public health epidemic. The opioid epidemic in the United States has claimed more lives than the entire Vietnam War.

During the last session we passed bills to help battle this epidemic by getting people the care and treatment they need and addressing prescribing practices. These bipartisan measures are a good start, but there is much more work to be done to end the stigma surrounding addiction and recovery. That means we must work together to save lives and end this epidemic.

There is another epidemic we must address – gun violence. Our state, our children, our families and even those who are now represented in this chamber have been personally impacted by this crisis. Coloradans are tired of living with the consequences of inaction. They are marching in the streets and taking to the halls of this building. And they are demanding action on gun sense legislation.

That means we will work to pass the life saving Extreme Risk Protection Order bill to prevent tragedies before they happen. Over the past few years, we have made significant bipartisan strides towards reforming our broken criminal justice system – we are even seeing consensus at the federal level on this issue so it is my hope that this is an area where we can continue to find common ground.

We’ve come a long way from when we were labeled “The Hate State.”
Last session, we were able to preserve a strong Colorado Civil Rights Division, and we’ve also made important progress for our LGBTQ community in recent years, but there is still work to do to ensure we have a more inclusive and more fair Colorado.

That means instead of building walls and barriers that seek to sow division and block progress, we will build bridges and partnerships that will power our people and our state forward.

Last session, we worked to address the culture of the capitol.

The Capitol must be a place where everyone feels safe and respected, and that means we will continue to focus on reforming the culture and work together – regardless of party – to implement necessary changes this session.

So now it’s time to work together.

Coloradans cast their votes for those who will fight to expand opportunity for all and to govern responsibly.

Coloradans chose compassion and opportunity over cruelty and chaos.

They want leaders who will stand for something – not against everything.

They want a government that will work for the people – not special interests.

We must continue to reach across the aisle and not be afraid to find those sweet spots that reflect the Colorado way.

This is a new and diverse group of lawmakers who will all bring influential ideas and renewed energy to this chamber and it’s on all of us to problem solve for the next one hundred and twenty days.

I am honored to serve as your Speaker – and a Speaker for all Coloradans.

I am excited about what we can accomplish together in order to protect the Colorado Way of Life.

Thank you.

God bless the State of Colorado and let’s get to work.

Minority Leader Neville addressed the members of the House of Representatives.

On a day like this, it’s right to be thankful:

- Thankful for our state and nation
- Thankful for our families and loved ones
- Thankful for God’s Providence in bringing us here to represent the people of Colorado.

I welcome you and congratulate you on your hard-earned electoral victories.

Madam Speaker and I disagree on many issues, but I have always appreciated her candor and respect for this place and the work we do here. I look forward to working with you, Madam Speaker.
Perhaps this is the place to comment on our politics more broadly.
Some people in our country don’t want us to talk, debate, or build relationships. They
invoke labels like “racist”, or, “un-American” and the like to shut down conversations.
This is the trend in American politics and society.
But Professor Jonathan Haidt has said this trend, this reversion to tribes and safe
spaces, can be overcome with conversations and relationships; that is, with good-old
American civil discourse.

To “be tolerant” means to put up with, and to listen to, people we disagree with. Many
people in this room wore the uniform of our country to preserve our fundamental right
to free speech and debate – a right the law and constitution clearly afford to
disagreeable, and even ‘intolerant’, people. We should shun and shame those who
would try to deny us this most basic right, because in the end such people want to
make conversation, comity and relationships in this place impossible.
In my experience, we’ve generally been very good at civility in the Colorado General
Assembly. Anyone who’s read the annual “Digest of Bills” will see that almost every
bill that’s become law in the past two years has had bipartisan support. Yet now, with
a Democrat governor and senate, the House majority no longer needs bipartisan
support – but history and wisdom suggest Coloradans will benefit from it.
Some might assume that the main job of the minority party is to obstruct the majority
– but that’s not my view.
Let me explain. We are committed to the principles of smaller government and free
enterprise. These commitments don’t spring from our loyalty to an old book or bumper
sticker. They come from our observations about how individuals, governments, and
markets have functioned best throughout human history. They are people-centered
because they work for people.
Our commitment to smaller government comes from the realization that people make
mistakes. People are fallible; people can be tempted. That’s true whether they are
educated or ambitious, or both – or neither. We don’t want to give those in
government too much power to interfere with our lives because they’re as prone to
mistakes and temptation as the rest of us.
As to our commitment to free enterprise, well, that comes from our experience as a
nation. In 230 years we have become the most powerful and prosperous country on
earth. Neither the microwave oven, nor the iPhone, nor the light bulb was conceived
by a government bureaucracy or a top-down approach to the economy. Instead, these
and hundreds of other important inventions originated in the imagination of Americans
who were free to dream and build.
Because our economic system provides opportunities for creators and visionaries
while taking into account a realistic view of human nature, it offers a better life for
moms and dads, for leaders and laborers, for the Daughters of the Revolution and the
sons of immigrants. Our success hasn’t come by having a large government, but by
having large freedoms that enable individuals to pursue their dreams and happiness.
The latest Colorado economic forecast was delivered to our office recently. Like last
year, we have ONE BILLION DOLLARS more than anticipated. That’s but one
feature of the economic revival that’s come via our Party’s leadership in Washington,
but there are others:

- Unemployment is at an all-time low, especially and including the minority
  community
- The economy’s added 4.8 million jobs since November 2016
- Small business and consumer optimism remain near their all-time highs
- The GDP reflects strong and sustained growth

You see, when Americans are free from unnecessary regulations and over-taxation,
they prosper; we want a government that provides security and justice, but mostly, we
want to be left alone in our “pursuit of happiness”.

Here at the Capitol, when Republicans find policies that are consistent with the lessons of history, we advocate for them; when public policy ignores these realities, we oppose it because we want policy that works for people; we want a better life and a better future for everyone.

For example, if the Majority insists on passing an expensive and involuntary family leave program that will cost taxpayers hundreds of millions of dollars, one that is ripe for abuse and damaging to business, we’ll oppose it because we know, and history teaches, that such a program will cost more than planned and be less efficient than planned, even as it makes Colorado less affordable for single moms, working families, and young people joining the workforce.

Similarly, this past November Coloradans said “no” to increased regulation of the oil and gas industry, and no wonder:

- We already have effective safeguards in place
- We already enjoy lots of industry/agency cooperation
- And people understand the critical role played by industry in providing jobs, healthcare, and a future for them and their families,
- Taxes paid by this well-regulated industry fund teachers, troopers, and transportation.

Increased regulation would not only contradict voters’ expressed will, it would also make Colorado less affordable, and thus hurt everyone – that’s why we’ll oppose it, should it be proposed.

The Denver Post recently published the results of a poll they’d conducted with millennials. Being a millennial myself, I was interested in what they had to say. The gist of the story was this: young professionals in Colorado are waiting to have children because they can’t afford them; the same holds true for their dream of owning a home. Single moms, working women and families in general groan under the burden of health care costs. Some of these costs are artificial because people are forced to buy coverage they neither need nor want, while others struggle with a system that lacks transparency and competition. We must develop and insist on creative market-based solutions that will work as opposed to big government ones that won’t. We must insure transparent pricing, more consumer choice, and voluntary participation. It’s not fair or compassionate when people are hurt by politicians who promise progress but deliver price increases.

Similarly, investing in transportation, that is, in roads and bridges, will improve our quality of life: it will cut down on commute times, make living outside cities more accessible and affordable, and it can be done by spending money we already have. Ninety-seven per cent (97%) of commuters use our roads and bridges, and that’s where we should invest our transportation dollars. There’s no reason a significant portion of our budget can’t be spent on transportation, especially at a time when our coffers are overflowing. Coloradans told us this past November they don’t want taxes raised to pay for the transportation projects we already have money for.

On a related note, Coloradans can’t afford to pay thousands of dollars more for the vehicles they use to work, take children to school, and vacation – but new environmental regulations will raise the price of both old and new cars. As surely as day follows night, these regulations will raise prices even as they do little to improve our environment.

The drip, drip, drip of paying for basic needs is draining Coloradans of the optimism and hope that should be natural for residents of this great state. It causes others to leave, and yet others to delay having children. The bills we debate this session will directly impact Colorado’s affordability, and if history teaches us anything, it teaches that government programs bring with them the very expensive baggage of unintended consequences.
Sadly, this baggage is relevant to the debate about “injection sites”. Some well-intentioned people would have you believe this is a compassionate approach to a complicated problem. Fact is, the causes of opioid addiction often are complicated. Yet Deputy Attorney General Rod Rosenstein has pointed out that such sites violate federal law, and more importantly, they create serious safety risks for workers and neighborhoods, even as they ‘normalize’ self-destructive behavior. So-called safe injection sites are not the answer. Asking the taxpayer to foot the bill to continue addiction is a bad idea. Subsidizing the slow-motion suicide of our citizens is wrong. We can and must do better.

When it comes to Education, the founders of our state thought it so important that they required it to be publicly funded. Over the past several years, we’ve funded a lot. But when you spend or invest money, it’s only fair to expect some return. We’ve made a great financial investment, but we’re not getting a great return, especially in the minority community. According to the Department of Education,

- Local school districts receive on average slightly more than $15,000 per child per year.
- An average class of 23 students costs taxpayers about $345,000 per year.
- If those students began first grade together, taxpayers would have invested $4,140,000 in them by high school graduation.
- Yet according to the Department of Education’s own data, twenty-one percent (21%) of those students won’t graduate, and nearly 40% of those that do are unprepared to take a freshman class in college and must instead take remedial courses in math and English.
- Minority 4th grade student math success doesn’t reach 19% – that is, over 80% don’t meet expectations.
- 79% of African-American and 71% of Hispanic high school graduates need remediation before starting college.
- In a room where the likeness of Barney Ford is featured, we should demand better.
- Yet with far less money, a more diverse student population and far fewer resources, charter schools do better.
- In the past 8 years (2010-2017), Colorado student enrollment has increased 7%, the number of teachers employed has increased 10% – but the number of principals and assistant principals has gone up 24%.

What can we do?

- Get rid of costly state rules that force schools to hire administrators instead of teachers.
- Ask schools to refocus their efforts on academics and job training, and don’t ask them to do so many other things.
- Encourage districts to offer better pay for great teachers.
- Make it easier to remove bad teachers.
- Offer more educational choices for students and parents. In every other market – be it cellphones, cable TV, or automobiles – competition and consumer choice result in better products and more value for money. The same can happen in education.
- Children deserve hope, but our status quo system robs them of it.

The time has come for us to have an open mind to new approaches to education because it is obvious that what we’ve been doing isn’t working. We will work with Democrats on any bill that offers real hope for educational success.

Before Colorado was a state, it was a frontier, and that frontier spirit produced a constitution that mandated education spending; that same constitution made the right of gun ownership and self-defense explicit. Nevertheless, when killers use guns, some people advocate curtailing those rights. The fact is, since 1993, our national...
population has increased 27%, the number of firearms in the country has increased 56% yet the number of gun homicides per 100,000 has been nearly cut in half, from 7 to 3.6. New laws designed to prevent the mentally ill from acquiring firearms are so badly written and open to abuse that they are more likely to rob the innocent of the ability to defend themselves than to prevent the mentally ill from killing. While we are prepared to look closely at such bills, we are not willing to leave the innocent defenseless so we might feel good about ourselves. The Second Amendment and other Constitutional rights define this nation and our state. We have the right to free speech, the right to freely exercise our religion, but above all we have the right to life. Without it, “liberty” and “the pursuit of happiness” are empty slogans. Americans are increasingly ‘pro-life’, in no small measure because of inventions like the sonogram that enables us to view the development of unborn babies. That’s where I first saw my three daughters, and many of you here have had the same experience. I pray this enlightened attitude makes its way to the Capitol.

In conclusion, we have choices to make:

- Will we expand state government at the expense of the average citizen or look for ways to lower the cost of doing business in Colorado to make Colorado more affordable?
- Will we plant fiscal bombs into the budget in the form of costly new programs, burdening us and our children for decades or develop more free enterprise oriented solutions?
- The bigger government approach doesn’t work. It creates more inequality, more dependence, and more social division, and if you doubt me on this, just look to the west where California now has the highest rate of poverty in the nation. Look to Illinois, which is on the verge of bankruptcy.

I look forward to working with colleagues on both sides of the aisle to make Colorado more affordable for working families and individuals, more hospitable for businesses, and more respectful and tolerant of the constitutional rights and liberties of all our citizens.

Thank you and God bless.

House in recess for Joint Session.

JOINT SESSION

The Joint Session was called to order by the Speaker of the House, KC Becker.

On motion of Senator Fenberg, the morning roll call of the Senate was made the roll call of the Joint Session.

Present--34.
Excused--1.

On motion of Representative Garnett, the morning roll call of the House was made the roll call of the Joint Session.

Present--64.
Vacancy--1.

The Speaker declared a quorum present and as is customary presented the gavel to the President of the Senate to preside over the Joint Session.
STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify that I have canvassed the "Abstract of Votes Cast" submitted in the State of Colorado, and do state that, to the best of my knowledge and belief, the attached list represents the total votes cast for the Executive State Offices by the qualified electors of the State of Colorado in the November 6, 2018 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 11th day of December 2018.

(Signed)
Wayne W. Williams
Secretary of State

Governor/Lieutenant Governor

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jared Polis/ Dianne Primavera (DEM)</td>
<td>1,348,888</td>
</tr>
<tr>
<td>Walker Stapleton/ Lang Sias (REP)</td>
<td>1,080,801</td>
</tr>
<tr>
<td>Bill Hammons/ Eric Bodenstab (UPA)</td>
<td>25,854</td>
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<tr>
<td>Scott Helker/ Michele Poague (LIB)</td>
<td>69,519</td>
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Secretary of State

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Wayne Williams (REP)</td>
<td>1,113,927</td>
</tr>
<tr>
<td>Jena Griswold (DEM)</td>
<td>1,313,716</td>
</tr>
<tr>
<td>Amanda Campbell (ACN)</td>
<td>51,734</td>
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<tr>
<td>Blake Huber (AVP)</td>
<td>13,258</td>
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State Treasurer

<table>
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<th>Percentage</th>
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</thead>
<tbody>
<tr>
<td>Brian Watson (REP)</td>
<td>1,111,641</td>
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<tr>
<td>Dave Young (DEM)</td>
<td>1,292,281</td>
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<tr>
<td>Gerald F. Kilpatrick (ACN)</td>
<td>70,475</td>
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</table>

Attorney General

<table>
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<tbody>
<tr>
<td>Phil Weiser (DEM)</td>
<td>1,285,464</td>
</tr>
<tr>
<td>George Brauchler (REP)</td>
<td>1,124,757</td>
</tr>
<tr>
<td>William F. Robinson III (LIB)</td>
<td>81,733</td>
</tr>
</tbody>
</table>
STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify
that I have canvassed the "Abstract of Votes Cast" submitted in the State
of Colorado, and do state that, to the best of my knowledge and belief, the
persons listed on the attached list were duly elected to the Executive State
Offices by the qualified electors of the State of Colorado in the November
6, 2018 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the
State of Colorado, at the City of Denver this 11th day of December 2018.

(Signed)
Wayne W. Williams
Secretary of State

Governor/Lieutenant Governor

<table>
<thead>
<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
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<tbody>
<tr>
<td>Jared Polis/ Dianne Primavera (DEM)</td>
<td>1,348,888</td>
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<tr>
<td>1655 Walnut St #404</td>
<td>Boulder, CO 80302</td>
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Secretary of State

<table>
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<tr>
<td>Jena Griswold (DEM)</td>
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<tr>
<td>2528 Sunrise Ct</td>
<td>Louisville, CO 80027</td>
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State Treasurer

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<th>Vote Totals</th>
<th>Percentage</th>
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<tr>
<td>Dave Young (DEM)</td>
<td>1,292,281</td>
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<tr>
<td>1700 21st Ave</td>
<td>Denver, CO 80631</td>
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Attorney General

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<tr>
<th>Vote Totals</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Phil Weiser (DEM)</td>
<td>1,285,464</td>
</tr>
<tr>
<td>200 S Ulster St</td>
<td>Denver, CO 80230</td>
</tr>
</tbody>
</table>

The following declaration was given by Senate President Garcia.

I do hereby declare that upon examination of the abstract of votes cast in
the November 6, 2018, general election for the executive officers of the
State of Colorado, the following persons, having the highest number of
votes, are hereby elected to the following offices:

Governor                          Jared Polis
Lt. Governor                 Dianne Primavera
On motion of Representative Garnett, the Communications from the Secretary of State were ordered printed in the House Journal.

On motion of Senator Fenberg, the Joint Session was dissolved.

House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills been correctly preprinted:

HB19-1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058.

MESSAGE FROM THE SENATE

The Senate has adopted HJR19-1001 and returns herewith.

INTRODUCTION OF BILLS

First Reading

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

HB19-1001 by Representative(s) Kennedy, Rankin--Concerning hospital transparency measures required to analyze the efficacy of hospital delivery system reform incentive payments.

Committee on Health & Insurance

HB19-1002 by Representative(s) McLachlan and Wilson; also Senator(s) Zenzinger--Concerning professional development in leadership for public school principals.

Committee on Education

HB19-1003 by Representative(s) Hansen, Valdez A.--Concerning community solar gardens.

Committee on Energy & Environment

HB19-1004 by Representative(s) Roberts and Catlin; also Senator(s) Donovan--Concerning a proposal for implementing a competitive state option for more affordable health care
coverage in Colorado, and, in connection therewith,
requesting authorization to use existing federal money for
the proposed state option and taking other actions toward
the implementation of the state option.

Committee on Health & Insurance

HB19-1005 by Representative(s) Buckner and Wilson; also Senator(s)
Todd and Priola--Concerning an income tax credit for
certain early childhood educators.

Committee on Education
Committee on Finance
Committee on Appropriations

HB19-1006 by Representative(s) McLachlan and Carver; also
Senator(s) Fields--Concerning measures to mitigate the
effects of wildfires within wildland-urban interface areas,
and, in connection therewith, creating a state grant program
to promote forest management fuels reduction projects in
such areas.
Committee on Rural Affairs

HB19-1007 by Representative(s) Sirota--Concerning the establishment
of contribution limits under the "Fair Campaign Practices
Act" for candidates for county offices.
Committee on State, Veterans, & Military Affairs

HB19-1008 by Representative(s) Kraft-Tharp and Larson, Soper; also
Senator(s) Todd and Lundeen--Concerning the provision of
grants for career and technical education capital
construction through the "Building Excellent Schools
Today Act".
Committee on Education

HB19-1009 by Representative(s) Kennedy and Singer; also Senator(s)
Priola, Pettersen--Concerning supports for persons
recovering from substance use disorders, and, in
connection therewith, expanding a program in the
department of local affairs that provides vouchers for
housing assistance to certain individuals, requiring each
recovery residence operating in Colorado to be licensed by
the department of public health and environment, and
creating the opioid crisis recovery fund.
Committee on Public Health Care & Human Services
Committee on Appropriations

HB19-1010 by Representative(s) Mullica--Concerning the licensing of
freestanding emergency departments.
Committee on Health & Insurance

HB19-1011 by Representative(s) Hooton, Arndt, McKean; also
Senator(s) Tate, Moreno, Zenzinger--Concerning
clarification of the scope of an existing sales tax exemption
for manufactured homes.
Committee on Transportation & Local Government
HB19-1012 by Representative(s) Beckman and Valdez A., Roberts; also Senator(s) Fields, Sonnenberg, Story--Concerning the flexibility of the department of personnel to administer the payment of controlled maintenance projects from the proceeds of lease-purchase agreements executed pursuant to Senate Bill 17-267.
Committee on Finance

HB19-1013 by Representative(s) Exum, Coleman; also Senator(s) Pettersen, Fields--Concerning the extension of the income tax credit for child care expenses paid by a resident individual with a federal adjusted gross income of twenty-five thousand dollars or less.
Committee on Finance
Committee on Appropriations

HB19-1014 by Representative(s) Singer and Bird; also Senator(s) Ginal--Concerning the retail food establishment inspection process, and, in connection therewith, detailing the process for the suspension of a retail food establishment's license or certification of license.
Committee on Business Affairs and Labor

HB19-1015 by Representative(s) Arndt--Concerning the recreation of the Colorado water institute.
Committee on Rural Affairs

HB19-1016 by Representative(s) Geitner--Concerning measures to ensure that the basic skills placement or assessment tests administered by institutions of higher education are available for use by high schools.
Committee on Education

HB19-1017 by Representative(s) Michaelson Jenet; also Senator(s) Fields--Concerning increasing access to school social workers in public elementary schools.
Committee on Education
Committee on Appropriations

HB19-1018 by Representative(s) Bockenfeld--Concerning the elimination of a local government's authority to opt out of the "Unclaimed Property Act".
Committee on Transportation & Local Government
Committee on Finance

HB19-1019 by Representative(s) Coleman--Concerning continuing professional competency requirements for psychotherapists.
Committee on Health & Insurance

HB19-1020 by Representative(s) Roberts and Beckman, Valdez A.; also Senator(s) Fields and Story, Sonnenberg--Concerning the clarification of certain administrative matters of the capital development committee.
Committee on Finance
HB19-1021  by Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.
Committee on State, Veterans, & Military Affairs

HB19-1022  by Representative(s) Sandridge--Concerning the use of deadly physical force against a person who has made an illegal entry into a place of business.
Committee on State, Veterans, & Military Affairs

HB19-1023  by Representative(s) Saine and Jackson, McLachlan, Roberts; also Senator(s) Marble and Todd, Zenzinger--Concerning issuance of driving authorization documents to foster children who are under eighteen years of age.
Committee on Transportation & Local Government

HB19-1024  by Representative(s) McKean--Concerning creation of the Colorado youth advisory council review committee.
Committee on Education

HB19-1025  by Representative(s) Melton and Herod--Concerning the timing of an inquiry into a job applicant's criminal history.
Committee on Judiciary

HB19-1026  by Representative(s) Catlin and McCluskie; also Senator(s) Coram and Donovan--Concerning fines assessed for violations of laws administered by the division of parks and wildlife.
Committee on Rural Affairs

HB19-1027  by Representative(s) Beckman--Concerning a clean syringe exchange program's annual environmental impact mitigation plan.
Committee on Public Health Care & Human Services

HB19-1028  by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.
Committee on Health & Insurance

HB19-1029  by Representative(s) Arndt; also Senator(s) Crowder--Concerning the Republican river water conservation district, and, in connection therewith, expanding the boundaries of the district and adjusting the meeting schedule of the district's board of directors.
Committee on Rural Affairs

HB19-1030  by Representative(s) Soper, Rankin--Concerning creating the crime of unlawful electronic sexual communication.
Committee on Judiciary
HB19-1031 by Representative(s) Gray--Concerning allowing each parental guardian to serve as a minor medical marijuana patient's primary caregiver.
Committee on Public Health Care & Human Services

HB19-1032 by Representative(s) Lontine; also Senator(s) Todd and Coram--Concerning comprehensive human sexuality education, and, in connection therewith, making an appropriation.
Committee on Health & Insurance

HB19-1033 by Representative(s) Tipper and Kennedy; also Senator(s) Fields and Priola--Concerning a local government's authority to regulate products containing nicotine.
Committee on Health & Insurance

HB19-1034 by Representative(s) Sullivan and Esgar--Concerning a requirement that a common carrier engaged in the transportation of property by railroad have at least two crew members aboard a freight train while the freight train is moving.
Committee on Transportation & Local Government

HB19-1035 by Representative(s) Rich and Roberts; also Senator(s) Woodward--Concerning an increase in the flexibility to set fees for electrical inspections that are not conducted by the state.
Committee on Transportation & Local Government

HB19-1036 by Representative(s) Arndt and McLachlan; also Senator(s) Todd--Concerning annual stipends for certain nationally certified school professionals.
Committee on Education

HB19-1037 by Representative(s) Hansen--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.
Committee on Energy & Environment

HB19-1038 by Representative(s) Duran and Lontine; also Senator(s) Ginal and Story--Concerning dental services for pregnant women covered under the children's basic health plan.
Committee on Public Health Care & Human Services

HB19-1039 by Representative(s) Esgar, Jaquez Lewis, Titone, Valdez A., Galindo, Herod; also Senator(s) Moreno, Ginal--Concerning identity documents for transgender persons.
Committee on Health & Insurance

HB19-1040 by Representative(s) Valdez D.--Concerning establishing a continuing education requirement for professional land surveyors.
Committee on Business Affairs and Labor
HB19-1041 by Representative(s) Buckner--Concerning the prevention of human exposure to surgical smoke during surgery at certain licensed health care facilities.
Committee on Health & Insurance

HB19-1042 by Representative(s) Gonzales-Gutierrez--Concerning expanding the jurisdiction of the courts for certain vulnerable youth.
Committee on Judiciary

HB19-1043 by Representative(s) Galindo--Concerning the ability of life care institutions to post a surety bond as a form of required reserve.
Committee on Business Affairs and Labor

HB19-1044 by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Todd and Coram--Concerning advance behavioral health orders determining the scope of treatment an adult wishes to receive under certain behavioral health circumstances.
Committee on Public Health Care & Human Services

HB19-1045 by Representative(s) Snyder--Concerning funding for carrying out duties related to the office of public guardianship.
Committee on Judiciary

HB19-1046 by Representative(s) Williams D.--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.
Committee on State, Veterans, & Military Affairs

HB19-1047 by Representative(s) Buentello--Concerning the authority of a metropolitan district to levy a sales tax for the purpose of providing fire protection in the areas of the district in which the tax is levied.
Committee on Rural Affairs

HB19-1048 by Representative(s) Lewis--Concerning the election of library district trustees.
Committee on Transportation & Local Government

HB19-1049 by Representative(s) Neville--Concerning allowing concealed handgun permit holders to carry concealed handguns on school grounds.
Committee on State, Veterans, & Military Affairs

HB19-1050 by Representative(s) Titone--Concerning the promotion of water-efficient landscaping on property subject to management by local supervisory entities.
Committee on Energy & Environment
HB19-1051  by Representative(s) Carver and McLachlan; also Senator(s) Gardner and Ginal--Concerning human trafficking prevention training by the department of public safety.
Committee on Judiciary

HB19-1052  by Representative(s) Rankin and McCluskie--Concerning the creation of special districts to provide early childhood development services.
Committee on Transportation & Local Government

HB19-1053  by Representative(s) Valdez D. and Catlin; also Senator(s) Coram and Rodriguez--Concerning information relating to computer science courses offered in schools.
Committee on Education

HB19-1054  by Representative(s) Bridges--Concerning requirements for valid disability trusts.
Committee on Finance

HB19-1055  by Representative(s) Bird--Concerning the provision of state financial assistance for public school capital construction, and, in connection therewith, increasing the amount of retail marijuana excise tax revenue that is credited to the public school capital construction assistance fund, increasing the maximum total amount of annual lease payments payable by the state for financial assistance provided under the terms of lease-purchase agreements, and more precisely tying the total amount of financial assistance provided to charter schools to the number of students enrolled in charter schools.
Committee on Education
Committee on Finance

HB19-1056  by Representative(s) Benavidez; also Senator(s) Gonzales--Concerning the establishment of election day as a state legal holiday in place of Columbus day.
Committee on State, Veterans, & Military Affairs
Committee on Appropriations

HB19-1057  by Representative(s) Pelton--Concerning the publication of fiscal information by a county.
Committee on Business Affairs and Labor

HB19-1058  by Representative(s) Landgraf and Beckman, Pelton--Concerning the creation of income tax benefits to facilitate family leave.
Committee on Finance
INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and laid over one day under the rules:

**HJR19-1002** by Representative(s) Garnett, Becker, Neville; also Senator(s) Fenberg, Garcia, Holbert--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor Jared Polis, and appointing a committee to escort the Governor.

**HJR19-1003** by Representative(s) Garnett, Becker, Neville; also Senator(s) Fenberg, Garcia, Holbert--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from the Chief Justice of the Supreme Court, and appointing a committee to escort the Chief Justice.

On motion of Representative Kennedy, the House adjourned until 10:00 a.m., January 7, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Fourth Legislative Day Monday, January 7, 2019

Prayer by the Reverend Amanda Henderson, Interfaith Alliance, Denver.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by James and Naomi Coleman, Highline Academy Northeast, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Exum, Lewis--2.
Vacancy--1
Present after roll call--Representative(s) Lewis.

The Speaker declared a quorum present.

On motion of Representative Baisley, the reading of the journal of January 4, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

COMMUNICATIONS

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Nomination by Vacancy Committee as filed in this office on January 4, 2019 by the Democratic 52nd House District Vacancy Committee, appointing Catherine Kipp to fill the vacancy in the office of the Colorado State House, District 52.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this seventh day of January 2019.

(Signed)
Wayne W. Williams
Secretary of State
STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Acceptance of Nomination by Vacancy Committee as filed in this office on January 4, 2019 by Catherine Kipp, accepting the appointment of the Democratic 52nd House District Vacancy Committee, to fill the vacancy in the office of the Colorado State House, District 52.

In testimony whereof, I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this seventh day of January 2019.

(Signed)
Wayne W. Williams
Secretary of State

_______________

House in recess. House reconvened.

_______________

Representative Garnett, moved that the Committee on Credentials meet at the well.

On request of Representative Garnett, the following report was read at length:

REPORT OF THE COMMITTEE ON CREDENTIALS

The Committee on Credentials has made an examination and finds that the certificate of the Democratic Vacancy Committee for the 52nd Representative District, State of Colorado, naming Cathy Kipp as certified by the Secretary of State of the state of Colorado, is a true, complete, and authentic certificate. Cathy Kipp declared to truly possess the constitutional and statutory qualifications and is entitled to membership in this body, pursuant to law in such case made and provided.

(Signed)
Alec Garnett, Chairman
Chris Kennedy
Patrick Neville

_______________

Representative Garnett moved to adopt the report of the Committee on Credentials.

The report of the Committee on Credentials was adopted by viva voce vote.
On January 7, 2019, at 10:15 a.m., Catherine Kipp, was sworn in as
Representative for District 52. Speaker KC Becker administered the oath
of office in the Chamber of the House of Representatives.

CONSIDERATION OF RESOLUTION(S)

HJR19-1002 by Representative(s) Garnett, Becker, Neville; also
Senator(s) Fenberg, Garcia, Holbert--Concerning a Joint
Session of the House of Representatives and the Senate for
the purpose of hearing a message from His Excellency,
Governor Jared Polis, and appointing a committee to
erect the Governor.

(Printed and placed in members' files.)

On motion of Representative Garnett, the resolution was adopted by viva
voce vote.

The Speaker appointed Representatives Mullica, chairman, Buentello,
Catlin pursuant to the resolution.

HJR19-1003 by Representative(s) Garnett, Becker, Neville; also
Senator(s) Fenberg, Garcia, Holbert--Concerning a Joint
Session of the House of Representatives and the Senate for
the purpose of hearing a message from the Chief Justice of
the Supreme Court, and appointing a committee to escort
the Chief Justice.

(Printed and placed in members' files.)

On motion of Representative Garnett, the resolution was adopted by viva
voce vote.

The Speaker appointed Representatives Weissman, chairman,
Gonzales-Gutierrez, Carver pursuant to the resolution.

INTRODUCTION AND CONSIDERATION OF RESOLUTION

On motion of Representative Garnett, the rules were suspended and the
following resolution was given immediate consideration.

HR19-1002 by Representative(s) Buckner, Esgar, McKean, Van
Winkle--Concerning employees and positions for the
House of Representatives convened in the First Regular
Session of the Seventy-second General Assembly.

(Printed and placed in members' files).

On motion of Representative Buckner, the resolution was adopted by
viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Beckman, Benavidez, Bird,
Bockenfeld, Bridges, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter,
House in recess. House reconvened.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: **SJR19-001**.

MESSAGE FROM THE SENATE

The Senate has adopted HJR19-1002 and 1003 and returns herewith.

INTRODUCTION OF BILLS

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

**HB19-1059** by Representative(s) Arndt, Hooton, McKean; also Senator(s) Tate, Moreno, Zenzinger--Concerning removing redundant language in the educator licensing statute regarding requirements for out-of-state applicants.

Committee on Education

**HB19-1060** by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno, Tate--Concerning conforming amendments necessitated by the transfer of certain safety authorities from the department of public health and environment to the department of public safety pursuant to House Bill 12-1268.

Committee on Judiciary

On motion of Representative Kennedy, the House adjourned until 9:00 a.m., January 8, 2019.
Prayer by Pastor Joe McKee, Calvary Castle Rock.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Jacob and Hannah Hawley, Classical Conversations, Castle Rock.

The roll was called with the following result:

- Present--61.
- Excused--Representative(s) Exum, McKean, Saine, Van Winkle--3.
- Present after roll call--Representative(s) Exum, Saine.

The Speaker declared a quorum present.

On motion of Representative Baisley, the reading of the journal of January 7, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

MESSAGE FROM THE SENATE

The Senate has adopted SJR19-002 and transmits herewith.

INTRODUCTION AND CONSIDERATION OF RESOLUTION

On motion of Representative Garnett, the rules were suspended and the following resolution(s) were given immediate consideration.

**HR19-1003** by Representative(s) Garnett--Concerning changes to the rules of the House of Representatives regarding committees of reference.

(Printed and placed in members' files).

On motion of Representative Garnett, the resolution was adopted by **viva voce** vote.
SJR19-002 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Buckner, Esgar, McKean, Van Winkle-- Concerning the officers and employees of the First Regular Session of the Seventy-second general assembly.

(Printed and placed in members' files).

On motion of Representative Buckner, the resolution was adopted by viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Bockenfeld, Bridges, Buentello, Coleman, Cutter, Duran, Exum, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Humphrey, Jackson, Jaquez Lewis, Kennedy, Kipp, Landgraf, Lewis, Lontine, McLachlan, Melton, Mullica, Neville, Pelton, Ransom, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Williams D., Wilson, Speaker

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1059, 1060.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HJR19-1001, 1002, 1003; HR19-1001, 1002, 1003.

INTRODUCTION OF BILLS

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

HB19-1061 by Representative(s) Bockenfeld--Concerning a regular review by the joint budget committee of each principal department’s budget using a zero-based budgeting method.

Committee on Appropriations

HB19-1062 by Representative(s) Rich; also Senator(s) Scott-- Concerning the Grand Junction regional center campus.

Committee on Finance

On motion of Representative Garnett, the House adjourned until 9:00 a.m. January 9, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Brittany Rodrigue, Metropolitan State University, Denver.

The roll was called with the following result:

Present--65.

The Speaker declared a quorum present.

On motion of Representative Baisley, the reading of the journal of January 8, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1061, 1062.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SJR19-002.

On motion of Representative Singer, the House adjourned until 9:00 a.m., January 10, 2019.

Approved:
KC Becker, Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Laurvick, Highlands United Methodist Church, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Dinell Espinoza, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--64.
Excused--Representative(s) Buckner--1.
Present after roll call--Representative(s) Buckner.

The Speaker declared a quorum present.

On motion of Representative Baisley, the reading of the journal of January 9, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

INTRODUCTION AND CONSIDERATION OF RESOLUTION

On motion of Representative Garnett, the rules were suspended and the following resolution was given immediate consideration.

HJR19-1004 by Representative(s) Garnett; also Senator(s) Fenberg--Concerning changes to the joint rules of the Senate and House of Representatives regarding oversight responsibilities of committees of reference.

(Printed and placed in members' files).

On motion of Representative Garnett, the resolution was adopted by viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Coleman, Cutter, Exum, Galindo, Gray, Hansen, Herod, Hooton, Jackson, Kennedy, Kipp, Kraft-Tharp, Landgraf, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Sirota, Tipper, Titone, Valdez D., Wilson, Speaker
House in recess for Joint Session.

JOINT SESSION

The Joint Session was called to order by the Speaker of the House, KC Becker.

On motion of Senator Fenberg, the morning roll call of the Senate was made the roll call of the Joint Session.

Present--34.

Excused--Sonnenberg.

On motion of Representative Garnett, the current roll call of the House was made the roll call of the Joint Session.

Present--65.

The Speaker declared a quorum present and as is customary presented the gavel to the President of the Senate to preside over the Joint Session.

President Garcia requested the Joint Committee, composed of Senators Williams, and Cooke and Representatives Mullica, Buentello, and Catlin to escort the Governor to the rostrum.

The Joint Committee escorted the Governor to the rostrum where he addressed the Joint Session.

ADDRESS BY THE HONORABLE
Jared Polis

As we confront historic social and technological change throughout our country and our state, let me start by saying what an honor it is to serve as Colorado’s 43rd Governor.

Before I deliver the state of the state, I’d like to deliver a message to every kid in Colorado. In our state, you can do anything you can dream. Here in Colorado, we celebrate our differences, embrace our uniqueness, and believe that what you look like and who you love matters less than what you ARE like and what you do for your community. Be proud of who you are, because your future is FULL of opportunity.

To all the new members of the Legislature, welcome.

To all the returning members of the Legislature, thank you.

And a special shout-out to the record-setting number of women who are now serving in this building.

It’s only fitting that the very first state to elect any women TO its State House is now leading the way with a majority of women IN its State House. From Clara Cressingham, Carrie Holly, and Frances Klock, to Pat Schroeder, Polly Baca, Brianna Titone and every other trailblazing woman in this chamber today — Colorado’s barrier-breaking legacy is something we should all be proud of.

President Garcia,

Speaker Becker,
Leader Holbert,
Leader Neville,
Members of the General Assembly,
Lieutenant Governor Primavera,
Lieutenant Governor Lynne,
Chairman Harold Cuthair of the Ute Mountain Ute Tribe,
Councilman Adam Red of the Southern Ute Indian Tribe,
Attorney General Weiser,
Secretary of State Griswold,
Treasurer Young,
Secretary Salazar,
Members of the State Board of Education,
Justices of the Colorado Supreme Court,
Denver Mayor Hancock,
Members of the Cabinet,
My staff,
First Gentleman Marlon Reis:
Thank you all for being here.
Thank you all for your support and good wishes over the past few days.
And thank you for all that you have done and all that you will do for Colorado.
Years ago I sat over there with the State Board of Education and I never thought I’d be
up here like this, but hey, this is Colorado!
I hope you will all join me in thanking Colorado’s military members serving with honor
across the globe, the National Guard troops who keep us safe, and the Colorado first
responders who save lives in our communities day after day.
We are grateful for your service.
I would also like to specifically acknowledge Ute Mountain Ute Tribe Chairman Cuthair
and Southern Ute Indian Tribe Councilman Red who are here today. Dianne and I are
eager to work with both of you in the years ahead, and to continue strengthening our
government-to-government relationships.
I stand here today with the big shoes of Governor Hickenlooper to fill. But, rest assured,
I’ve got my blue sneakers on and I’m ready to keep us moving forward.
And I stand here incredibly proud to have Lieutenant Governor Dianne Primavera, a
healthcare leader, a former legislator, and one of the toughest people on the planet,
working with me to help shape Colorado’s future.
The state of our state is solid. It is strong. It is successful. It is daring. And it is bold.
While my predecessor and this Legislature should get credit for so much of Colorado’s
progress, our strength lies first and foremost in the bold and pioneering spirit of our
people.
Here in Colorado, we climb the highest mountains. We look far past the horizons. We
dream, we dare, and we do.
That spirit has been alive and well under the leadership of Governor Hickenlooper as we
overcame tough economic times to build one of the strongest state economies in
American history.
But I’m not here just to talk about the current state of the state and all the incredible
achievements of the past few years.
I’m here to talk about the state of what’s yet to come.
Because in the days, months, and years ahead, we are here to do more than build on the
achievements of the past...
We are here to boldly forge a new path into the future. To make change work for us,
rather than against us.
It’s true that our economy is strong. From agriculture and outdoor recreation to
aerospace, bioscience, energy, and cannabis, we’ve watched industries succeed and
create jobs.
We’ve become a model for how we can put politics aside and work together. But, despite all of our progress, far too many people are either barely getting by, or falling behind.

Our administration’s mission and mandate from the voters begins with tackling the everyday challenges that Coloradans face because of the rising costs of living... Providing every single child with quality early education; Finally lowering the outrageous cost of health care; Creating good-paying jobs in the clean-energy sector that can never be outsourced; and Achieving true tax reform that reduces taxes for hardworking Coloradans instead of giving breaks to special interests while forcing families to pay more.

Together, we’re going to build an economy where Coloradans from all walks of life don’t just get by, but thrive...

Whether it’s the small business owner in Eagle County whose health care costs are threatening their Colorado dream...
The rancher in Fort Morgan whose livelihood is threatened by drought...

Or the parents struggling to pay $400 a month for kindergarten tuition in Douglas County.

To these Coloradans across our state, I want to say: our administration will work tirelessly to make our state work better for you — so that you can earn a good living and share in our special way of life. And I know that this Legislature will do the same, because every single one of us wants to see every single Coloradoan succeed. A Colorado for all.

Part of what defines our Colorado way of life are the values that we live by — values like equality under the law, honesty, the sanctity of basic human rights, and a free market for exchange of goods and services. We see the erosion of these values in some quarters of our nation today — which makes them all the more precious.

Here in Colorado, we treat each other with respect. We reject efforts to intimidate immigrant families, or tear children from their parents’ arms. We don’t tolerate bigotry or discrimination of any kind. And we don’t accept hostage-taking as a form of governance.

Last summer, Marlon and I were having a conversation with our son Caspian, who was 6 at the time. He wanted to know the difference between all the various political parties — Democrat, Republican, Libertarian, Green, and so on. And at the end, he went over to his 4-year-old sister Cora and asked her, “What political party are you in?” And without missing a beat she answered, “the Happy Birthday Party.”

It was one of those moments every parent experiences, where your child shows you wisdom you can’t get from most adults. And it’s wisdom that will guide our approach to problem-solving in this administration.

Because what truly matters is not the letter next to our name or which side of the aisle we sit on. What matters is: will our ideas be good for Colorado? Will they reduce health care costs? Will they improve our schools and help our kids get a strong start? Will they expand economic opportunity to more Colorado families? This doesn’t mean any of us should abandon our values. What it does mean is that mere partisanship will never stop us from embracing good ideas or taking bold action. The people of Colorado elected each of us to deliver, not to grandstand.

So, in the spirit of putting problem-solving over partisanship, let’s work together. We all agree that every child deserves a great education, so let’s start there.

If we want Colorado to be a place where every person can build a great life for themselves, where our economy can continue to grow fueled by a skilled workforce, then our schools need to provide students with the tools they need to succeed.
One of the great joys of my life was starting the New America School and the Academy of Urban Learning — public charter schools for at-risk youth — and seeing how kids who had fallen through the cracks in our education system could take off and go on to achieve amazing things once they were given the opportunity.

It’s time for us to build a Colorado education system where every single child — regardless of their zip code — gets a great education that prepares them for a bright future. And it begins with preschool and kindergarten.

Our top priority this session is empowering every single Colorado community to offer free, full-day kindergarten, while expanding free preschool to 8,000 more Colorado children.

Our state’s strong economic growth means we have the power to do all of this right now without taking resources away from other areas of the budget. As Uncle Ben once said to Spiderman, “With great power comes great responsibility.” I know that together we can fulfill this responsibility, which many of you have been working on for years: Free Kindergarten Now.

Making full-day kindergarten available and accessible for all children sets kids up to be more successful in school and throughout their lives — improving performance, narrowing achievement gaps, leading to earlier identification and intervention for those with special needs, even increasing high school graduation rates down the road.

And all of us will share in those benefits. It will save taxpayer money in the long run by increasing incomes and decreasing the achievement gap. It will strengthen families, our communities, and our economy.

But today, the state only funds half-day kindergarten, leaving individual districts and parents holding the bag for the rest. And it is not cheap. Most districts charge tuition to pay for the extra half day. Some offer it free to students, but only by cutting funding for other priorities like teacher salaries or class size.

As a result, kindergarten in Colorado is a picture of inequality, where some students attend free full-day kindergarten, some must pay tuition, and other families get left behind because they cannot afford the cost.

In Colorado, families can pay upwards of $500 per month to enroll their kids in full-day kindergarten. That’s money that can instead go toward a good home, health care, a college fund, retirement savings, starting a small business, or simply a nice vacation once in a while.

Folks, Oklahoma figured all this out a long time ago. And with all due respect to our wonderful neighbors in the Sooner state, if they can do it, so can we.

What we are proposing is the single biggest expansion of early childhood education in Colorado history. It is an essential first step in our broader strategies for both early childhood and K-12 education, setting kids up for success right from the start. In fact, it will free up resources to get closer to an even more ambitious goal: full-day preschool available for every Colorado child, which the families of this state deserve, and which we are committed to achieving.

And I want to be clear: this is not a mandate, either for parents or for school districts. But for parents who believe public preschool and full-day kindergarten are the best option for their kids — and for school districts who want to offer these vital opportunities to families — we will do everything possible to make it happen.

School districts, education nonprofits, and bipartisan state legislators have done amazing work to raise public awareness of the benefits of full-day kindergarten and make it a top priority in this state.

Now it’s time for us to finally cross the finish line. Free, full-day kindergarten by fall of 2019. Let’s get it done.
Colorado has the fastest growing economy in the country. It’s time our students, families, and dedicated teachers started sharing in that success.

And here are three other areas we can make real progress on together, if we truly value our students — and their teachers.

First, our educator shortage is having a devastating effect on public schools across this state. We’re 3,000 teachers down from where we need to be, and schools in rural communities are feeling the brunt of the impact.

We should offer student loan relief for teachers who serve in these high-need areas. It’ll enable more schools to make good on their potential to provide our children with the very best education. And it’ll help more hardworking educators afford daily life as indispensable members of the communities where they teach.

Every day, we entrust Colorado’s educators with our children’s safety, with helping them grow into successful, compassionate adults. Educators deserve our respect. They deserve our gratitude. And they deserve to be compensated as the hardworking professionals they are.

Second, more than 750,000 Coloradans are carrying over $19 billion dollars in student loan debt. We can lessen this burden by bringing more transparency to the student-loan process and providing basic consumer protection for borrowers.

And a third area where we can have a major impact is graduation rates. While we have made some progress over the past few years, Colorado still only ranks in the middle of all states with our graduation rate from high school.

Colorado’s Education Leadership Council has done admirable work shining a light on this problem and examining how it can be solved.

We need to invest in proven programs that prevent students from falling through the cracks, and work with local communities to provide students the support they need to succeed in high school and in life.

This means recognizing that it is hard for a student to learn if they are hungry, homeless, or struggling with trauma or mental illness.

I know there are many thoughtful and innovative proposals here in the legislature to improve behavioral health resources in our schools. I look forward to working with you to help our most vulnerable students overcome the barriers they face through no fault of their own, and graduate from high school as healthy adults.

In the 21st century economy, a high school degree is more important than ever for economic success. If we are going to make sure students are prepared for careers in the booming areas of Colorado’s economy — fields like technology and renewable energy — then the first step is to look at innovative solutions for reducing dropout rates.

When our students rise, our state rises even more.

Another top priority — one that we know has lit a fire under Americans here in our state and across this country — is health care. Governor Hickenlooper and this Legislature did admirable, bipartisan work expanding access to affordable health care in Colorado — overseeing the expansion of Medicaid, expanding access to vital reproductive health services, and cutting the uninsured rate to an unprecedented six-and-a-half percent.

But despite all the progress we’ve made, health care costs are still rising today, and families are still being ripped off.

It’s time for us to build a health care system where no person has to choose between losing their life savings and losing their life. It’s time for Coloradans to pay a fair price for the prescription drugs they need. It’s time for folks experiencing mental illness or addiction to get treatment, not jail time.

And we must work to make Colorado as family-friendly as possible. As a first step, with our budget package coming on the 15th, I will be including a formal request to provide paid parental leave for all state employees. And together, we should take comprehensive action. It’s time to finally establish a paid family and medical leave program in Colorado — so that employees aren’t having to choose
between keeping their paycheck and caring for their child, a sick relative, an aging
parent, or themselves.

Look, if all this were easy, it would have been done already. Progress is always
hard, and overcoming these challenges will be a long journey. But the people of
Colorado need and deserve nothing less, and our work begins now.

Another immediate step we’re taking is the creation of the first-ever Office of
Saving People Money on Health Care.

We aren’t giving this office a fancy name to make it SOUND important. Instead
we’re giving it a simple name because it IS important.

Led by Lieutenant Governor Primavera, The Office of Saving People Money on
Health Care will form the beating heart of our efforts to reduce patient costs for
hospital stays and expenses, improve price transparency, lower the price of
prescription drugs, and make health insurance more affordable.

And let me say a bit about why Dianne is the very best person to take on this
challenge.

Many of you in this chamber had the opportunity to serve with Dianne during her
four terms in the State House, and you saw her at work as one of the fiercest, most
knowledgeable patient advocates we’ve ever had.

As a young woman raising her two young kids, Dianne was diagnosed with breast
cancer and told she had less than five years to live. She knows firsthand how our
healthcare system makes getting sick even harder by robbing people of their
financial security at the same time they’re struggling to reclaim their health.

Dianne survived cancer, got well, worked hard for Colorado AND raised two
amazing daughters who are here with us today.

She dedicated her life to helping others get quality, affordable health care and we
just couldn’t ask for anyone better to lead this administration’s health care efforts.
Dianne is a fighter and she is living proof that, with strength, courage, and
resilience, we can overcome all obstacles and solve any challenge.

And as Dianne has said, health care is something that affects everyone, no matter
our political beliefs. It is not a partisan issue.

We must work to get a grip on the opioid epidemic, which has taken thousands of
lives, devastated our communities, and stretched our resources to the breaking
point. In 2017 alone, more than 550 Coloradans died because they overdosed on
either prescription or illicit opioids. I look forward to working with legislators
from both parties on solutions that focus on both addiction prevention and access
to effective treatment.

And we must tackle the outrageous health care costs facing Coloradans —
particularly in rural and mountain counties. There’s no reason for anybody to lose
their savings or their home simply trying to keep up with rising health care costs.
And there is no reason a family in Glenwood Springs or Gunnison should pay
twice as much for health care as a family in Denver.

We’ll empower the Division of Insurance to protect consumers and support rural
and mountain communities working to lower their health care costs.

We’ll establish a reinsurance program to reduce costs and save Coloradans money.
This is a proven solution to reduce health care costs that has worked in other
states, and it’s one we should embrace in Colorado.

And finally, we will address the appalling costs of prescription drugs. Canada has
the same drugs from the same manufacturing plants that we have here in the
United States — but often at one-half, one-third, yes, even one-quarter of the cost.

Together with the Legislature, I look forward to setting up a way for Colorado to
safely import prescription drugs from Canada. The burden that prescription drug
costs place on families is simply too crushing for us not to act boldly.

Our ultimate objective is to bring universal, high-quality, affordable care to every
Colorado family. We know that won’t happen overnight, but the work we will do
together in this legislative session will put us on the right path and bring us closer
to our goal.
Together we can save Coloradans money, help small businesses across the state,
and clear away barriers that prevent Coloradans from receiving needed life-saving
health care.
Now, I want to say something that I know has total and complete bipartisan
agreement in this room: Colorado is the best state in the nation, and frankly, it
isn’t even close.
It’s our job to keep it that way.
Here in Colorado, we pride ourselves on our unbeatable quality of life and the
breathtaking beauty of the state we proudly call home. Protecting our special way
of life for ourselves and future generations is one of the most sacred
responsibilities we all share.
Not only do our majestic mountains and plains provide endless opportunities to
enjoy our natural world with friends and family and to find solitude — they also
are vital to our economic success.
Colorado is now proudly the home of the Outdoor Retailer Show, a testament to
our collective commitment to public lands and the outdoor recreation economy.
We will continue to defend our public lands, promote access to outdoor
recreation, and stand up for the outdoor industry’s 230,000 and growing Colorado
jobs.

While the outdoor recreation economy continues to expand opportunities in rural
Colorado, we must also double down on supporting Colorado’s rich farming and
ranching tradition.
Though our agriculture exports have nearly quadrupled over the last two decades,
the last few years have been difficult for farmers and ranchers. Volatile
commodities markets, a damaging trade war from Washington, an increasingly
serious water shortage — are all making life harder for the men and women of
our agriculture industry.
We need to make sure today’s farmers and ranchers, and tomorrow’s, have the
tools to succeed. And I couldn’t be more excited that our nominee for Agriculture
Commissioner, Kate Greenberg, will be the first woman to hold the position. Kate
has spent her career focused on the future of farming rather than the past, which
is exactly what today’s challenges call for.
The lifeblood of our agriculture industry is water — which is why we must
commit to a bipartisan and sustainable funding source for the Colorado Water
Plan. Governor Hickenlooper, along with the leadership of John Stulp, did
extraordinary work bringing together a coalition of Coloradans from all corners
of our state to create the Water Plan. Now we’re going to do our part by
implementing it.
We will also partner with organizations like the Rocky Mountain Farmers
Union’s Co-Op Development Center and others to reduce barriers to employee
ownership and grow wages in the agriculture sector. And we’ll work with the
Rural Colorado Venture Capital Fund to expand access to capital and help the
next generation of farmers thrive.
And we’ll make good on the promise of industrial hemp. With our world-class
universities like Colorado State and Adams State, which are at the forefront of
hemp innovation, and with the leading hemp manufacturers and cultivators
already here, we will seize the opportunity to make Colorado the national leader
in industrial hemp production.

And when we talk about protecting Colorado’s way of life, we need to talk about
climate change.
Climate change is a scientific reality. It’s real. There’s no pretending otherwise
for farmers and ranchers who are facing historic water shortages. There’s no
pretending otherwise for the 46,000 women and men who work in Colorado’s ski
industry and see their jobs threatened by decreased snowpack.

And there will be no pretending otherwise in this administration. We’re going to
confront this challenge head-on — not only because we must, but because we
want to take advantage of the huge opportunities associated with being a leader
in the growing green-energy economy.

I launched my campaign for Governor in Pueblo at an all-solar coffee-roasting
small business, just 10 miles from the Vestas Wind Turbine factory, which
employs 800 Coloradans today.

I did so to demonstrate that our commitment to reaching 100% renewable energy
by 2040 is not just about climate change. It’s about saving money for consumers
with cheaper energy, and it’s about making sure the good-paying green jobs of the
future are created right here in Colorado.

Today the work begins setting Colorado on course to reach that goal.

That means modernizing both our grid infrastructure and our regulatory processes
to ensure all Coloradans are reaping the full suite of benefits associated with
swift adoption of renewable energy.

It means working to electrify our cars and buses and trucks.

And it means taking advantage of modern technology to use energy more
efficiently — cleaning our air and saving consumers money in the process.

As Governor, my goal is to lead the statewide transition to a clean, sustainable,
and growing economy. It is imperative for our climate, our security, our health,
and our economic growth for all Coloradans.

We will lead with policies that support, enable, and accelerate market investment.

We will work with stakeholders across Colorado on outcomes-based approaches
that promote innovation, and that deliver emissions reductions from all sources,
reductions in consumer costs, and sustainable economic growth for communities
across Colorado.

We will build upon significant work and commitment by communities,
businesses, and people throughout the state. Today 62,800 people are employed
in advanced energy in Colorado. Xcel Energy has committed to achieving 80%
carbon reduction by 2030 and 100% carbon-free electricity by 2050.
Communities like Pueblo, Summit County, Fort Collins, Denver and others across
the state have embraced strong climate goals. We are already leading the way
forward right here in Colorado, and now we will build on that progress.

Make no mistake — with price declines and technology advances, the move
toward renewable energy is already taking place and will only accelerate. But as
we embrace the renewable-energy future, we must also do right by all the men
and women in today’s energy workforce. Some of the hardest-working people in
Colorado today work in the coal and oil-and-gas industries and we will not leave
them behind.

We will embrace the skills and experience these Coloradans bring to the table.
Their help will be needed and rewarded at every single step of this transition.

And we will support the communities these jobs have sustained, to ensure they
can continue to thrive in the renewable-energy economy.

Creative financing mechanisms that exist today can ensure that consumers pay
lower rates as we move to renewables, and help provide for a transition that is
just and fair both for workers and for communities directly impacted.

Colorado has always been, and must always be, a place where we respect the
dignity of hard work. Providing for ourselves and our families is at the core of the
Colorado Way of Life we all love. And a strong economy cannot be built on any
one sector, or any one region of the state, on its own.

Our mission is to help businesses of all kinds start, grow, thrive, and create good-
paying jobs across Colorado, from the Western Slope and the Eastern Plains, to
the Front Range, Southern Colorado, and the San Luis Valley.

We will value every job. We will respect every worker and every shareholder. We
will protect the rights of workers to organize and collectively bargain for the pay
and benefits they deserve, and the rights of shareholders to lead their companies.
And just as we stand up for workers and good jobs, so too must we stand up for
our communities — and their right to have a voice when it comes to industrial
activities within their borders. It’s time for us to take meaningful action to
address the conflicts between oil-and-gas drilling operations and the
neighborhoods they impact, and to make sure that all of our communities have
clean air and water.

This is a vital quality-of-life issue for Colorado families.

To keep our economy moving in the right direction, we must upgrade our
antiquated roads and highways and limited public transit options. They are simply
not equipped to sustain a growing 21st-century economy.

Thanks to the bipartisan commitment made last year to dedicate additional funds
to transportation, we have hundreds of millions of dollars to improve our roads
over the next few years.

That’s a strong foundation to work from but it’s not enough. We must come
together around a bipartisan funding mechanism for our future transportation
needs that the voters of this state will accept.

We also need to expand access to broadband. I’m eager to work with legislators
to cut red tape that forces communities to go through costly and lengthy elections
to build out their own broadband infrastructure. And at the same time, we’ll
continue the good work of the Hickenlooper administration in supporting the
creation of Strategic Regional Broadband plans to make high-speed internet
access a reality across our entire state.

In the 21st-century economy, broadband is critical infrastructure that
EVERYONE must have access to. Let’s work together to give it to them.

So many of the important issues Coloradans face today boil down to opportunity.
The opportunity to grow and start a business. The opportunity to enjoy
Colorado’s special way of life, our majestic outdoors. The opportunity to get a
great education that leads to a successful future.

But for Colorado to be a place where these opportunities are available for all, and
not just some, we need to make our economy work better for middle-class
families.

One way we’ll do this is by working with you to make our tax code more fair, so
that we can reduce rates for Colorado families and small businesses. Our tax code
gives too much power to the special interests who can afford expensive lobbyists,
while forcing ordinary families to pay more. As legislators, I know that many of
you find these tax giveaways offensive.

Unlike budget expenditures, which you vote on every year, these tax expenditures
are on autopilot, some since the 1930s. We need a tax code that reflects today’s
realities rather than yesterday’s distortions. Let people keep more of their hard-
earned money rather than give it away to special interests.

The Legislature and the Auditor, thanks to your efforts, have gotten off to a good
start by closely examining which deductions are benefiting our economy, and
which are being exploited by corporations at Coloradans’ expense. I want to work
with you to close these loopholes and pass the savings on to families by lowering
the income tax rate.

For instance, many of the changes in President Trump’s tax law were giveaways
to the most influential corporations in the country. Some big businesses pay less,
while many families here in Colorado have to pay more. We should not blindly
copy President Trump’s policies into our state tax code. We do not need to take
the bad with the good. Instead, we should reflect the good in our tax code and
change the bad to put families and small businesses ahead of special interests as
nearly every other state has done.
Also, 90 percent of the retailers in our state are small businesses. It's time to cap the vendor fee, which is a giveaway to the largest and most profitable retailers in the nation, and use the savings to lower rates, which will benefit small businesses and millions of working Coloradans. That's extra money Colorado families can use on home repairs, a college fund, or any of the other innumerable expenses that folks are having a harder and harder time keeping up with as the cost of living keeps going up. We want to make Colorado better for everyone. Broadening the base while lowering rates leads to more growth and a stronger economy. We look forward to working with you to seek tax efficiencies and clear-eyed policies that make everyone better off.

Our tax reform proposal will not change how much money the state collects or affect investment in public priorities one way or the other. It simply asks the largest, most influential corporations to start paying their fair share so that individuals, families, and small businesses can pay less. As we address the inequities in our tax code, so too must we address the inequities in our criminal justice system. That means tackling discriminatory practices that make people of color, individuals living with mental illness, and Coloradans experiencing poverty more likely to face incarceration. And it means working to make sure Coloradans who do serve prison or jail time are able to live a dignified and fulfilling life after they've paid their debt to society. Criminal justice reform is an economic necessity and a human-rights necessity. We won’t follow on this issue. We'll lead.

It’s not easy folks, but it is simple: every Coloradan wants the opportunity to earn a good life. And we can break down the barriers that hold them back by bringing high-quality early education to every family, lowering health care costs, creating good-paying jobs here, and saving families money on their tax bill. What makes Colorado unique isn’t just the boldness of our ideas. It is the resilience and the spirit of our people, who make change happen, who bring these bold ideas to life.

Our shared responsibility is to turn challenges into opportunities and ideas into action. So, now is the time to unite in our common purpose and move Colorado forward. Together, we will build a Colorado that works for ALL. Let’s get to work. Thank you.

God bless you.

And God bless the great state of Colorado.

The Joint Committee escorted the Governor from the Chamber.

On motion of Representative Garnett, the Governor's message was ordered printed in the House Journal.

On motion of Senator Fenberg, the Joint Session was dissolved.

House reconvened.
INTRODUCTION OF BILLS

First Reading

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

HB19-1063 by Representative(s) Kraft-Tharp and Larson; also Senator(s) Gardner and Lee--Concerning the ability to share information between county adult protective services with county child protective services as well as at-risk adults obtaining their own information.

Committee on Public Health Care & Human Services

HB19-1064 by Representative(s) Sullivan--Concerning eliminating requirements that victims must opt in to effect their rights in criminal proceedings.

Committee on Judiciary

HB19-1065 by Representative(s) Rankin--Concerning public hospital boards of trustees, and, in connection therewith, eliminating the restriction that a board may not include more than four local residents and allowing a board to unilaterally acquire real or personal property by lease if the board has designated the public hospital as an enterprise.

Committee on Health & Insurance

HB19-1066 by Representative(s) Buentello--Concerning counting a student who is enrolled in special education services in the graduation rate in the school year in which the student completes the minimum graduation requirements.

Committee on Education

HB19-1067 by Representative(s) McLachlan--Concerning a requirement that motor vehicle windows transmit a minimum level of light.

Committee on Transportation & Local Government

HB19-1068 by Representative(s) Arndt, Hooton; also Senator(s) Moreno, Zenzinger--Concerning the elimination of the requirement that the state board of health comply with certain statutory requirements concerning the preparation of operational planning functions as if the state board were the executive director of the department of public health and environment.

Committee on Public Health Care & Human Services

HB19-1069 by Representative(s) Jackson; also Senator(s) Danielson--Concerning the certification of sign language interpreters for the purpose of title protection.

Committee on Health & Insurance
INTRODUCTION OF RESOLUTION

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

HJR19-1005 by Representative(s) Roberts; also Senator(s) Donovan--Concerning water projects eligibility lists. Committee on Rural Affairs & Agriculture

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 11, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Eighth Legislative Day
Friday, January 11, 2019

Prayer by Representative James Coleman, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Sean Cunningham, Emily Nunez, St. Thomas Moore, Centennial.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Melton, Neville, Singer, Van Winkle--4.
Present after roll call--Representative(s) Melton, Neville, Singer, Van Winkle.

The Speaker declared a quorum present.

On motion of Representative Baisley, the reading of the journal of January 10, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

House in recess for Joint Session.

The Joint Session was called to order by the Speaker of the House, KC Becker.

On motion of Senator Fenberg, the morning roll call of the Senate was made the roll call of the Joint Session.

Present--32.
Excused--3.

On motion of Representative Garnett, the current roll call of the House was made the roll call of the Joint Session.

Present--65.
The Speaker declared a quorum present and as is customary presented the
gavel to the President of the Senate to preside over the Joint Session.

President Garcia requested the Joint Committee, composed of Senators
Todd and Gardner, and Representatives Weissman, Gonzales-Gutierrez,
and Carver to escort the Chief Justice to the rostrum.

Chief Sergeant-at-Arms Jon Judson announced the arrival of the
Honorable Nathan B. Coats, Chief Justice of the State of Colorado.

The Joint Committee escorted the Chief Justice to the rostrum where he
addressed the Joint Session.

ADDRESS BY THE HONORABLE
Chief Justice Nathan B. Coats

Madam Speaker Becker, Senate President Garcia, distinguished members of the
Senate and House of Representatives:

My thanks for your generous invitation for a co-ordinate branch of the government to
address you in this chamber. This has become a very worthwhile and meaningful
tradition in the state, and I would like to express both the appreciation of the judicial
branch and my personal hope that the tradition continues long into the future.

Let me begin by introducing my fellow justices, who have also come to represent the
branch today. Although we make all important decisions en banc, or as a whole court,
with each justice having equal voting power, after the Chief Justice we measure
seniority by longevity on the court. In order of seniority, then, my colleagues are
Justice Monica Marquez; Justice Brian Boatright; Justice Will Hood; Justice Rich
Gabriel; and since we last appeared in this chamber for a State of the Judiciary
address, our newest members, Justice Melissa Hart; and Justice Carlos Samour.

I would also like to introduce the State Court Administrator, Chris Ryan, whom I have
asked to sit with the court today. And finally, I am pleased to introduce my wife, Dean
Emerita of the Sturm College of Law at DU, Mary Ricketson . . . and my daughter,
currently a deputy district attorney at my old office in Denver, Johanna Coats.

The Chief Justice of the Supreme Court in this jurisdiction actually wears two very
distinctly different hats. Although the Chief has an important leadership role in the
organization and conduct of the business of the court, the position of Chief Justice can
best be described as “first among equals.” The Chief has equal, but no more than
equal, voting power with the other members of the court. Unlike the United States
Supreme Court, where the Chief Justice is nominated by the President and confirmed
by the Senate into the specific slot of Chief, the Chief Justice of the Colorado Supreme
Court is selected by and serves at the pleasure of the court itself.

In addition, however, Article VI, section 5 of the state constitution also specifies that
the Chief Justice selected by a majority of the court “shall be the executive head of the
judicial system” of the state. It is in that latter capacity, as the chief executive officer
of the judicial branch of government, that I address you today.

In thanking you for the invitation to speak, I referred to us as coordinate branches of
government, and I would like to explain what I understand to be the coordinate nature
of our relationship. Although we are very expressly and purposefully organized in the
constitution as separate but co-equal branches of government, we are not only co-equal
branches, but in fact we share what might be described as a symbiotic, or cooperative,
relationship. In an important sense, each

depends on the other. The roles assigned to each of us, although different, are
necessarily cooperative, both being essential to the fulfillment of the core obligations
of government.

As limited by the constitution, the fundamental law from which each of our branches
derives its powers and authority, and apart from that portion of the legislative power of government that you have willingly delegated to the executive, in the form of the administration, this body is clearly the law giver with regard to matters concerning the governance of the state generally. You indisputably set policy for the state, and enact that policy into governing law, to be carried out and enforced by the executive branch. The power of the judiciary, on the other hand, is largely limited, except for supervising its own operations and the practice of law, to making judgments about the nature and effect of policy choices already made by others. With regard to the laws enacted by you, our role in the system is limited to determining what you meant in enacting those laws, how you intended them to apply in individual cases, and that they do not conflict with the constitution. Similarly, where you have left it to others to arrange their own affairs, whether by contract, lease, will, or any other legally enforceable arrangement, it is the role of the judiciary to determine what those parties intended. The core function of the judiciary is therefore to provide appropriate forums, a fair process, and neutral and impartial decision-makers, schooled at interpreting the law according to well-established principles, which permit your constituents to resolve their grievances and order their important affairs, with the force of law. Included within your function – the legislative function of government – is, of course, both the power and duty to raise and allocate the resources necessary for the functioning of state government, regardless of the particular branch exercising governmental power. Both the executive and judicial branches are dependent upon you for the resources required for them to fulfill their constitutional obligations. It is therefore both natural and proper for us to regularly report to you how we are fulfilling those obligations and offer our professional assessment of the resources we need to continue to do so. Although I am now well into my 19th year serving as a justice on the supreme court, and I have, for more than the last 40 years, been an advocate, close court-watcher, and participant in the boards, committees, and other organs established by the supreme court to assist with the conduct of its business and supervisory obligations, I measure my responsibilities as Chief only in months. I am quite proud of the accomplishments of the branch I now have the honor to lead, and with your indulgence, I would like to give you a brief overview of what I am finding. As you might well imagine, over the 40 years I have served the judicial branch, it has grown along with the state whose people it serves. We now have 64 counties in the state, the last being Broomfield, which was created just over 20 years ago. For about the last half-century, the counties of the state have been organized into 22 judicial districts. The district courts are the trial courts of general jurisdiction, meaning they can hear both civil and criminal cases of all kinds, while the county courts are limited to deciding the less serious criminal offenses, or misdemeanors, and certain civil cases with lesser amounts in controversy. Each county and judicial district must have at least one judge, but of course in light of growing populations and case filings, the vast majority have many more. Counting some 40 magistrates, who are authorized to perform only limited judicial tasks, along with the county and district court judges, the total number of judicial officers in the state now approaches 400. In 1969, this legislative body created an intermediate appellate court, the court of appeals. At that time, the court of appeals was comprised of 7 judges, with limited authority, to help deal with the burgeoning backlog of trial court judgments awaiting appellate review. Since that time, you have continuously expanded the authority of the court of appeals to include the review of all but very select kinds of cases – like cases involving water rights – and to keep pace with ever increasing demand, you have correspondingly increased the size of that court to 22 judges. The ultimate legal authority with regard to matters of state law, however, rests with the 7-member state supreme court. In one form or another, the supreme court has authority over virtually every kind of legal dispute that can arise in state, over all lower courts of the state, as well as over the practice of law in the state. While the
court of appeals has become the workhorse of appellate review in the state, now
resolving some 2,300 appeals a year, the Colorado Supreme Court, like the United
States Supreme Court, has become largely a court of discretionary review, which
means that for the most part we choose the cases we will decide based on how
important they are and how broadly our decision will impact other cases throughout
the state, rather than just correct errors in individual cases. While the Colorado
Supreme Court, like the United States Supreme Court in federal system, therefore fully
resolves, by published opinion, a lot fewer cases than the court of appeals, it
nevertheless has to evaluate in detail some 1,100 petitions for review each year, just
to pick the ones that will likely have the biggest impact.
In addition to the 1969 creation of the modern court of appeals, several other
initiatives, taking effect roughly around the same time, radically altered the nature of
the judiciary in this state and its relationship to the state legislature, and they did so
in ways that are critical to a complete understanding of the current state of the judicial
branch.
With regard to the method of selecting state judges, and therefore the very nature and
make-up of the judging profession in this state, an amendment to the state constitution
in 1966 created a kind of merit selection system, in which applications for judicial
openings are reviewed by independent commissions in each judicial district - or by a
separate statewide commission for openings on the appellate courts. The members of
the nominating commissions are chosen according to a constitutionally established
formula, to include both lawyers and non-lawyers and a balance of political party
affiliation. Each nominating commission is chaired by a justice of the supreme court,
who serves as a non-voting member. The ultimate selection of judges by the governor
is then limited to a short list of two or three qualified applicants, forwarded to him by
the appropriate commission.
While perhaps no system of selection involving human beings can be entirely
objective, and the selection process in this jurisdiction was clearly designed to account
for very diverse views in the community concerning the appropriate credentials for
being a judge, after chairing commissions all over the state for going on 20 years, that
have been responsible for sending names to the governor for some 75 judgeships, I can
truthfully say that I have never witnessed overtly partisan, or party, politics to be a
factor in any judicial selection. Since the adoption of our merit selection system, more
and more legal scholars, judges, and political figures throughout the country have
touted it, and more and more states have adopted some version of it.
In addition to the make-up of the judiciary of the state, the organization and funding
of the judicial branch also underwent a big change during roughly this same period.
In 1970, after years of debate, the general assembly pretty much assumed the role of
funding the state judicial system - apart from providing the courthouses themselves,
that is - and in particular, funding a centralized support mechanism to assist the
supreme court in administering that judicial system. In commenting on the value of
this system of state financing several years later, former Chief Justice Pringle was
quoted as saying, “State funding makes it possible to budget on a system wide basis,
makes it possible to shift personnel, as well as judges, on a temporary basis when
workloads require, permits economies of scale, facilitates the overall development of
a management information system, makes it possible to meet unusual emergencies,
and makes greater operational efficiency possible through control of resources and the
development of cost and caseload data that show meaningful comparisons among
courts and among different kinds of cases.”
To satisfy the vast array of legal needs of the people of this state and the need to fairly
and appropriately hear and finally resolve their grievances, the branch now operates
410 courtrooms throughout the state. And while the responsibility for financing the
physical structures housing those courtrooms remains with the individual counties, for
nearly the last half-century it has therefore been the statutory responsibility of the state
to furnish those courtrooms and fund the judges and necessary supporting staff, now
accounting for some 3,800 full time equivalent positions, with a budget approaching
$600M.

I must pause here for a brief aside on this body’s provision of funding for courthouses themselves. Although the individual counties remain responsible for providing courthouses for their own county and district courts, since 2014 this body has also provided additional funding to assist with construction and remodeling of court facilities in areas of the state incapable of doing so by themselves. In that regard, allow me a word of thanks to you and praise for the joint efforts of the judicial and county officials in the 12th judicial district in bringing on line just this past September a much needed, modern courthouse in Alamosa, now housing one county and four district court courtrooms.

Supplemental funds from the state were instrumental in finding a funding solution for that facility. Similarly, assistance from the state through the underfunded facilities fund is making possible a new courthouse to replace the 1904 facility in Walsenburg, the dire condition of which my predecessor, Chief Justice Nancy Rice, described so colorfully in this chamber several years ago.

Through efficiencies involving computer and other technological advances, as well as the centralization of a host of administrative and support functions, we have managed to free up judicial officers from many of the collateral, but time-consuming tasks, that once diverted them from their core function: sitting in judgment of actual cases and controversies. But at some point, the need for more well-trained, impartial judges simply cannot be got around.

To assist you in the rational allocation of scarce resources among competing interests, we have for more than 20 years now measured need much more precisely than older methods of simply extrapolating from general metrics like population growth and changes in overall case filings. By collecting data on the time actually spent on different duties and different kinds of cases, we have been able to provide you with figures – in the form of empirical, weighted caseload studies - more precisely demonstrating demand, which you have relied on to increase the number of judges in the state a number of times since then. In fact, since 2000, you have regularly credited these calculations to increase the number of district court judges statewide. In the past, we have generally not made any request until the demand was beyond dispute; and so in 2001, for example, you agreed and approved an increase of 25 district court judges, and again in 2007, another 32, to meet the burgeoning demand in each instance.

Using this same system of measurement, the branch is now prepared to represent to you that we are currently operating with about 77% of the district court judges actually needed in the state. I am happy to report that a bill has already been introduced in the Senate to increase the number of district court judgeships by 15, precisely allocated throughout the state according to greatest need, which would bring that 77% figure to about 82% of actual demand. While not completely offsetting existing need, members of both our branches who have looked at the demand consider this figure both realistic and sufficient to prevent serious shortages in the immediate term. At this time, may I offer my special thanks to Senators Lee and Gardner, and Representatives Herod and Carver for sponsoring this much needed measure.

The need for more impartial decision-makers is being driven largely from two directions: the first is the easily measured jump in felony case filings throughout the state in recent years; the second is perhaps more subtle and has more to do with the expanding role of the judicial branch, alongside the legislative and executive branches, in addressing the broader societal problems giving rise to this increasing need for legal services.

With regard to the first, for various reasons, which may be the subject of debate, felony filings in this state in the last five years have climbed by more than 40%. Our data indicate that this trend is statewide, not limited to filing practices in any particular districts. Lest someone leap to the conclusion that this represents a problem for criminal cases alone, it would be well to take stock of the impact this startling explosion is having on the availability of judge time on every other aspect of our
judicial system. As the result of both constitutional and statutory provisions
designed to protect the rights of those charged with committing crimes, criminal cases
cannot be delayed for lack of available courtroom time, in the same way as almost all
other legal matters, unpleasant as that reality may seem. The immediate and
undesirable effect of this surge in criminal demand is therefore to starve virtually
every other aspect of the justice system of much needed resources and cause often
extremely harmful delay in the resolution of pressing, noncriminal legal problems. The
state is replete with examples of Chief Judges having to reassign their judges from
handling civil cases of various kinds to handling criminal cases; and in districts where
different case types are typically handled in a single court, judges are not infrequently
having to simply allocate more of their available courtroom time for their criminal
docket, making less available for pending civil cases. Not only are civil cases being
crowded off the docket, but in some places criminal matters are having to be handled
in a way that impacts logistical and security concerns. In Denver, for example,
criminal matters are regularly being handled in courtrooms that would otherwise be
devoted to civil matters, despite the fact that those courtrooms operate out of the City
and County Building, which lacks the logistical and security advantages for which the
new Lindsay-Flanigan criminal facility was specifically designed.
Few legal matters are more emotional and anxiety provoking than family law matters
involving the dissolution of marriages; decisions about the custody, parenting time,
and financial support of the children; and the division of marital property. Quite apart
from the breakup of marriages, however, the plight of abused or dependent and
neglected children is among the most urgent problems needing timely resolution by
the courts. And yet the delay resulting from a lack of available judge time greatly
elevates the anxiety level of adults and children alike in these situations, and prolongs
uncertainty concerning the permanency of child placement, reducing the likelihood of
satisfactory outcomes for many children.
But there are any number of examples of hardship suffered by very ordinary people
when they are unable to get a timely resolution of important legal matters affecting
their lives, relationships, property, or finances. Whether the matter needing legal
attention is large or small, delay caused by backlog can be terribly significant for the
people actually involved. Delay caused by backlog and a lack of available judicial
decision-makers adversely affects not only the contractual arrangements of large
commercial enterprises but of small businesses and consumers as well; not only
property disputes among large corporations involving, for example, valuable mineral
or water rights, but perhaps even more so among small farmers or homeowners
needing some degree of certainty concerning their financial arrangements; not only the
devolution of large estates of wealthy decedents but also pressing questions of
guardianship of the elderly or infirm and the distribution of even modest assets among
the survivors of non-wealthy decedents; and not only wrongful death actions and
substantial monetary claims for debilitating personal injuries but even common
insurance disputes over property damage or the medical costs of injuries that are
ordinary enough but nevertheless beyond the means of the damaged parties.
In addition to sheer volume, however, the need for more judges and specialized
support staff is also being driven by both the changing nature of the people typically
appearing in court and the
changing role of the judiciary in helping to solve the more fundamental societal
problems leading these people to court in the first place. Not so long ago, a debate
raged in the judicial community about the appropriateness of involving the courts too
directly in treatment and rehabilitation. At least in this state, I believe that time is
largely past.
The judicial department in general, and the district courts in particular, are
increasingly involved in innovative approaches to dealing with societal problems that
go beyond, and are often the cause of, criminal or other anti-social behavior –
problems like poverty, addiction, and mental illness. One specific example of an
approach that is particularly demanding of judge time is the ever-expanding use of
what has come to be referred as “problem-solving courts.” Problem-solving courts can
take many forms and be directed at a wide array of different social ills – like drug or
alcohol dependency courts – or specific classes of defendants – like veterans’ courts.
But the approach they share is close monitoring, with regular reappearances of
participating criminal defendants, by judicial officers themselves rather than only by
probation officers or treatment providers, with the objective of immediate step by step
increases of rewards and punishments, for compliance or non-compliance, with
judicial directives. The increasing demand for these kinds of courts reflects their
success with regard to rehabilitation and reducing recidivism, but in order to be
successful they require extensive courtroom supervision and place additional demands
on judge and staff time. While these approaches appear to be extremely beneficial for
the individuals involved and for society in general, and they are clearly much less
costly overall than simply imposing punitive sentences, their immediate impact on
judge-intensive supervision, and therefore the need for more judges, is great.
Even in more traditional courtroom proceedings, however, the increasing numbers of
folks appearing without legal assistance of any kind is taking a toll on judge time.
Each year, fully 75% of the parties appearing before judges in domestic relations cases
throughout the state are not represented by counsel. While judges cannot act as
lawyers for self-represented parties, basic fairness requires more lengthy explanations
about the proceedings and available options, greatly slowing down even what might
otherwise be the most perfunctory formalities. The judicial branch continues to work
on a number of initiatives with the practicing bar and the other two branches to
provide greater access to justice, including the use of Sherlocks, or Self-Represented
Litigant Coordinators, in courthouses all over the state, as a way of assisting pro se
litigants and saving valuable judge time.
Finally, let me briefly mention the expanding role of the probation department. In line
with these other initiatives, the probation department is being asked to supervise
higher and higher risk individuals, requiring greater and greater supervision for the
protection of the public. While actual numbers of supervisees may not have
dramatically increased, the staff-hours involved in providing this alternative to
incarceration are therefore steadily and predictably increasing. Colorado probation is
by far the largest single sentencing option in Colorado. The active probation
population in probation is more than 80,000 people. Our average daily population is
about 4 times the number of inmates in department of corrections custody, nearly 9
times the size of the parole population and over 20 times the size of community
corrections.
In this state, the probation function continues to reside within the supervision of the
judicial branch of government, and it has proven to be one of the most cost-effective
ways of supervising and rehabilitating many individuals convicted of crimes. For
adults, the annual cost per person is just over $1,500 compared to $6,000 for someone
on parole, nearly $9,000 in community corrections, and over $38,000 in prison.
As long as sentencing courts have available to them probation as an effective
alternative means of rehabilitation and reducing recidivism, rather than much more
costly and less effective incapacitation by incarceration, the community will benefit.
But because probation is a function of the judicial branch of government in this state,
funds cannot merely be shifted within the executive branch’s department of
corrections from one form of supervision to another, but must be separately
appropriated for the judicial branch.
Let me close by saying that if it were not already apparent, let me reemphasize how
pleased I have been with what I have discovered since taking on the responsibility for
overseeing the judicial system in this state, and just how proud I am of the department.
We have a highly skilled, impartial, and dedicated corps of judges in this state, intent
on providing, to the best of their ability, the kind of justice the people of this state
deserve. After working closely now for some time with the State Court Administrator
I have every confidence that he is equally intent upon ensuring that all those under his
supervision do all they can to assist the judges of this state in having sufficient time
and resources to perform their core function of acting as neutral decision-makers for the benefit of the people of the state. While the burden ultimately falls on you, as legislators, to wisely allocate the resources of the state, I can assure you that under my watch, the judiciary will continue to provide you with the most reliable and helpful data we can to assist with that task.

Thank you once more for the opportunity to address you today.

The Joint Committee escorted the Chief Justice from the Chamber.

On motion of Representative Garnett, the Chief Justice's message was ordered printed in the House Journal.

On motion of Senator Fenberg, the Joint Session was dissolved.

House reconvened.

MESSAGE FROM THE SENATE

The Senate has adopted HJR19-1004 and returns herewith.

INTRODUCTION OF BILLS

First Reading

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

**HB19-1070** by Representative(s) Arndt, Hooton, McKean; also Senator(s) Tate, Moreno, Zenzinger--Concerning the repeal of statutory provisions requiring the department of public health and environment to test substances that are purported to have value in the treatment of cancer.

Committee on Public Health Care & Human Services

**HB19-1071** by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno--Concerning the repeal of obsolete provisions regarding water quality control, and, in connection therewith, eliminating the requirement that the state board of health approve a municipality's entrance into a joint operating agreement with an industrial enterprise for work relating to sewerage facilities and clarifying that the board of directors of a water conservancy district must comply with the rules of the water quality control commission concerning the manner in which watercourses of the district are used for waste disposal.

Committee on Energy & Environment
HB19-1072  by Representative(s) McKean--Concerning a requirement
that a traffic control signal cycle yellow before cycling
green to indicate to traffic facing the signal that movement
will soon commence.
Committee on Transportation & Local Government

HB19-1073  by Representative(s) Benavidez; also Senator(s) Fields--
Concerning the creation of the law enforcement, public
safety, and criminal justice information sharing grant
program.
Committee on Judiciary

HB19-1074  by Representative(s) Ransom and Buck--Concerning an
exemption from daylight saving time.
Committee on Rural Affairs & Agriculture

HB19-1075  by Representative(s) Wilson--Concerning the creation of
a credit against the state income tax as a pilot program to
promote employer-assisted housing projects in rural areas.
Committee on Finance
Committee on Appropriations

HB19-1076  by Representative(s) Michaelson Jenet and Larson,
Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola
and Donovan, Ginal--Concerning updates to the "Colorado
Clean Indoor Air Act", and, in connection therewith,
removing certain exceptions and adding provisions
relevant to the use of electronic smoking devices.
Committee on Health & Insurance

HB19-1077  by Representative(s) Roberts; also Senator(s) Tate and
Pettersen--Concerning authorization for a pharmacist to
dispense a chronic maintenance drug to a patient without
a current prescription in limited circumstances.
Committee on Health & Insurance

HB19-1078  by Representative(s) Lewis, Pelton, Baisley, Beckman,
Sandridge, Larson, Buck, Rich, Van Winkle, Geitner,
Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper,
Williams D.--Concerning a requirement that consent of the
owner of real property be obtained before the property
may be listed on the national register of historic places.
Committee on Energy & Environment

HB19-1079  by Representative(s) Williams D., Baisley, Lewis,
Sandridge, Buck, Geitner, Soper, Humphrey, Neville,
Saine--Concerning restrictions on lobbying activities on
behalf of certain agencies of state government.
Committee on State, Veterans, & Military Affairs

HB19-1080  by Representative(s) Bockenfeld--Concerning benefits for
first responders with a disability.
Committee on Rural Affairs & Agriculture
Committee on Appropriations
HB19-1081  by Representative(s) Williams D., Humphrey, Buck, Saine, Beckman, Baisley, Geitner, Lewis, Sandridge, Soper, Larson, Neville, Ransom, Van Winkle--Concerning the rights of a respondent against whom a discrimination complaint has been filed.

Committee on State, Veterans, & Military Affairs

HB19-1082  by Representative(s) Catlin and Valdez D.; also Senator(s) Coram--Concerning the rights of a water rights easement holder.

Committee on Rural Affairs & Agriculture

INTRODUCTION OF MEMORIAL

The following memorial was read by title and laid over until January 15, 2019 under the rules:

HM19-1001  by Representative(s) Neville--Memorializing former speaker of the Colorado House of Representatives John Fuhr.

On motion of Representative Weissman, the House adjourned until 10:00 a.m., January 14, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.


The roll was called with the following result:

Present--62.

Excused--Representative(s) Kraft-Tharp, Singer--2.

Vacancy--1.

Present after roll call--Representative(s) Kraft-Tharp, Singer.

The Speaker declared a quorum present.

On motion of Representative Bird, the reading of the journal of January 11, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

RESIGNATION

December 18, 2018

Chief Clerk of the State House of Representatives

Marilyn Eddins

200 East Colfax Avenue, Room 307

303-866-2345

Dear Marilyn,

Please accept this letter as notice of my intent to resign from the Colorado State House effective at the end of day on January 11, 2019. It has been the honor and privilege of a lifetime to serve as a Representative for the community where I grew up and the state I love. Many of my
colleagues have said that serving in the House is the most fun they've ever had at a job. I completely agree.

Sincerely,

(signed)

Jeff Bridges
State Representative
House District 03

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COMMUNICATIONS

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO

I, Jenny Flanagan, Deputy Secretary of State, certify that the attached is a true and exact copy of the Nomination by Vacancy Committee as filed in this office on January 12, 2019 by the Democratic 3rd House District Vacancy Committee, appointing Meg Froelich to fill the vacancy in the office of Colorado State House, District 3, caused by the resignation of the honorable Jeff Bridges.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 14th day of January 2019.

(Signed)
Jenny Flanagan
Deputy Secretary of State

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STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO

I, Jenny Flanagan, Deputy Secretary of State, certify that the attached is a true and exact copy of the Acceptance of Nomination by Vacancy Committee as filed in this office on January 12, 2019 by Meg Froelich, accepting the appointment of the Democratic 3rd House District Vacancy Committee, to fill the vacancy in the office of Colorado State House, District 3, caused by the resignation of the honorable Jeff Bridges.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 14th day of January 2019.

(Signed)
Jenny Flanagan
Deputy Secretary of State

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Representative Garnett, moved that the Committee on Credentials meet at the well.

On request of Representative Garnett, the following report was read at length:

REPORT OF THE COMMITTEE ON CREDENTIALS

The Committee on Credentials has made an examination and finds that the certificate of the Democratic Vacancy Committee for the 3rd Representative District, State of Colorado, naming Meg Froelich as certified by the Deputy Secretary of State of the state of Colorado, is a true, complete, and authentic certificate. Meg Froelich declared to truly possess the constitutional and statutory qualifications and is entitled to membership in this body, pursuant to law in such case made and provided.

(Signed)
Alec Garnett, Chairman
Chris Kennedy
Patrick Neville

Representative Garnett moved to adopt the report of the Committee on Credentials.

The report of the Committee on Credentials was adopted by viva voce vote.

On January 14, 2019, at 10:15 a.m., Meg Froelich, was sworn in as Representative for District 3. Speaker KC Becker administered the oath of office in the Chamber of the House of Representatives.

CHANGE IN COMMITTEES

The following list of appointments was read:
Representative Froelich and Kipp to replace Representative Bridges and Ginal on the Committee on Energy & Environment.
Representative Kipp to replace Representative Ginal on the Committee on Health & Insurance
Representative Froelich to replace Representative Bridges on the Committee on Transportation & Local Government

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082.
INTRODUCTION OF BILLS

First Reading

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

HB19-1083 by Representative(s) Hooton and Van Winkle, Bird, Buck, Buentello, Exum, Landgraf, Larson, Liston, McKeen, Melton, Michaelson Jenet, Mullica, Soper, Titone; also Senator(s) Williams A. and Cooke, Ginal, Priola-- Concerning a reclassification of the regulation of athletic trainers from registration to licensure.
Committee on Business Affairs and Labor

HB19-1084 by Representative(s) Gray; also Senator(s) Zenzinger-- Concerning a requirement that notice of a determination by an urban renewal authority on whether a particular land area is blighted be given to owners of private property within the area.
Committee on Transportation & Local Government

HB19-1085 by Representative(s) Exum--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities.
Committee on Finance
Committee on Appropriations

HB19-1086 by Representative(s) Duran--Concerning the conduct of plumbing inspections to ensure compliance with the plumbing law.
Committee on Business Affairs and Labor

HB19-1087 by Representative(s) Soper and Hansen, McKean, Snyder, Williams D.--Concerning online notice of public meetings of a local governmental entity.
Committee on Transportation & Local Government

HB19-1088 by Representative(s) Buck; also Senator(s) Donovan-- Concerning modifications to the existing income tax credit for health care preceptors working in health care professional shortage areas, and, in connection therewith, clarifying the definition of "preceptorship" and extending the existing sunset date for the tax credit.
Committee on Rural Affairs & Agriculture
Committee on Finance

HB19-1089 by Representative(s) Tipper and Valdez A.--Concerning an exemption from garnishment for liens arising from judgments for medical debt.
Committee on Finance

HB19-1090 by Representative(s) Gray and Van Winkle, Arndt, Buckner, Buentello, Galindo, Hooton, Larson, Lontine, Melton, Michaelson Jenet, Valdez A.; also Senator(s) Gonzales and Hill, Coram, Ginal, Holbert, Marble,
Rodriguez, Williams A., Winter--Concerning measures to allow greater investment flexibility in marijuana businesses.
Committee on Finance
Committee on Appropriations

HB19-1091 by Representative(s) Lewis--Concerning conservation easement transparency.
Committee on Rural Affairs & Agriculture

HB19-1092 by Representative(s) Valdez A., Caraveo, Duran, Galindo, Mullica, Singer, Sullivan; also Senator(s) Ginal--Concerning a prohibition on future ownership of an animal for persons convicted of animal cruelty.
Committee on Judiciary

HB19-1093 by Representative(s) Wilson; also Senator(s) Todd--Concerning fixed-rate tuition contracts for bachelor degree programs at state-supported four-year institutions of higher education.
Committee on Education

HB19-1094 by Representative(s) Soper, Rankin, Baisley, Rich, Larson, Williams D.; also Senator(s) Woodward--Concerning the addition of basic life skills education to the list of courses for which public schools provide internet links to the department of education as part of the performance report.
Committee on Education

HB19-1095 by Representative(s) Cutter and Landgraf; also Senator(s) Fields--Concerning physician assistants, and, in connection therewith, establishing requirements for the supervision of physician assistants, establishing liability for physician assistants, and increasing the number of physician assistant members on the Colorado medical board.
Committee on Health & Insurance

HB19-1096 by Representative(s) Melton--Concerning the creation of the "Colorado Right to Rest Act".
Committee on Transportation & Local Government

HB19-1097 by Representative(s) Neville, Humphrey, Van Winkle, Saine, Buck, Baisley, Ransom--Concerning general fund reductions, and, in connection therewith, reducing the income tax rate and requiring reductions in general fund appropriations for certain principal departments.
Committee on State, Veterans, & Military Affairs
Committee on Finance

HB19-1098 by Representative(s) Gray--Concerning deeds for the conveyance of real property, and, in connection therewith, establishing requirements for title insurance entities that prepare deeds and establishing forms for the preparation of deeds in certain circumstances.
Committee on Business Affairs and Labor
HB19-1099 by Representative(s) Humphrey and Melton--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.

Committee on Transportation & Local Government

HB19-1100 by Representative(s) Geitner--Concerning prohibiting a school district board of education from including a use restriction on certain transactions involving the school district's property that would restrict the property from being used as a school for any grade from preschool through the twelfth grade.

Committee on Education

HB19-1101 by Representative(s) Ransom, Humphrey, Neville, Van Winkle, Rich, Lewis, Baisley, Buck, Larson, Saine, Sandridge, Williams D.; also Senator(s) Smallwood, Holbert, Scott, Woodward--Concerning the prohibition of discrimination against employees based on labor union participation.

Committee on State, Veterans, & Military Affairs

HB19-1102 by Representative(s) Pelton and Lewis, Bockenfeld, Catlin; also Senator(s) Sonnenberg and Ginal--Concerning the definitions applicable to the misbranding of food, and, in connection therewith, prohibiting labeling food that does not come from animals as "meat" or terms that describe meat and requiring cultured meat labeling to display notice of its origin.

Committee on Public Health Care & Human Services


Committee on Health & Insurance

HB19-1104 by Representative(s) Ransom; also Senator(s) Lee--Concerning the rights of persons represented by an attorney through the office of the respondent parents' counsel.

Committee on Judiciary

HB19-1105 by Representative(s) Mullica and Saine, Beckman, Soper, Caraveo, Galindo, Humphrey, Lontine; also Senator(s) Marble and Winter--Concerning the ability of advanced practice nurses with prescriptive authority to obtain level I accreditation under the "Workers' Compensation Act of Colorado".

Committee on Health & Insurance

HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez, Benavidez, Buckner, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan, Singer, Sirota, Valdez A., Weissman; also Senator(s)
Pettersen--Concerning the rental application process for prospective tenants.

Committee on Business Affairs and Labor

HB19-1107 by Representative(s) Coleman, Herod, Exum, Benavidez, Lontine, Singer; also Senator(s) Fields and Priola--Concerning the creation of the employment support and job retention services program within the division of employment and training in the department of labor and employment.

Committee on Business Affairs and Labor
Committee on Appropriations

HB19-1108 by Representative(s) Liston and Hooton, Catlin, Coleman, McKean, Rich, Singer, Wilson; also Senator(s) Tate, Ginal--Concerning measures to expand the ability of nonresident electors to participate in the governance of special districts, and, in connection therewith, allowing nonresident electors who own taxable property within the special district to vote in special district elections and allowing such electors to serve on special district boards in a nonvoting capacity.

Committee on State, Veterans, & Military Affairs

HB19-1109 by Representative(s) Hooton and Larson; also Senator(s) Pettersen and Tate--Concerning an addition to the definition of "other outlet" to enable a licensed convalescent center to operate a pharmacy for the benefit of patients being treated in the convalescent center.

Committee on Public Health Care & Human Services

On motion of Representative Weissman, the House adjourned until 9:00 a.m., January 15, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Father John Nugent, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Brynly Warta, Emersyn Linder, Addison Walsh, Heritage Elementary School, Highlands Ranch.

The roll was called with the following result:

Present--62.

Excused--Representative(s) Catlin, Landgraf, Singer--3.

Present after roll call--Representative(s) Landgraf, Singer.

The Speaker declared a quorum present.

CONSIDERATION OF MEMORIAL

HM19-1001 by Representative(s) Neville--Memorializing former speaker of the Colorado House of Representatives John Fuhr.

(Printed and placed in members' files.)

At the request of the Speaker, the memorial was read at length.

Representative Neville moved for adoption of HM19-1001.

Pursuant to House Rule 26(f) the House stood in recess to allow the following former members to speak on behalf of the Honorable John Dale Fuhr: Former Representative Paul Schaer.

House Reconvened

On motion of Representative Neville, the memorial was adopted by viva voce vote.

Current roll added as co-sponsors: Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver,

On motion of Representative Bird, the reading of the journal of January 14, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for January 15, 2019 only:

**Education**
Representative Bird to replace Representative McCluskie

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the revisor of statutes SB19-011.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-011.

INTRODUCTION OF BILLS
First Reading

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

HB19-1110 by Representative(s) Cutter--Concerning implementing media literacy in elementary and secondary education.

Committee on Education
HB19-1111 by Representative(s) Baisley, Lewis, Pelton, Rich, Beckman, Wilson, Soper, Carver, Larson, Williams D., Catlin, Van Winkle--Concerning a requirement that the members of the Colorado civil rights commission attend annual training regarding the state's obligation of neutrality when considering claims that involve certain rights under the first amendment of the United States constitution.
Committee on State, Veterans, & Military Affairs

HB19-1112 by Representative(s) Neville--Concerning support for students who are affected by school safety incidents, and, in connection therewith, creating school safety accounts and creating state income tax credits for supplemental payments and supplemental education scholarships.
Committee on State, Veterans, & Military Affairs

HB19-1113 by Representative(s) Roberts and McLachlan, Arndt, Buentello, McCluskie, Titone--Concerning the protection of water quality from adverse impacts caused by mineral mining.
Committee on Rural Affairs & Agriculture

HB19-1114 by Representative(s) Catlin and Valdez D.--Concerning the implementation under state law by the commissioner of agriculture of federal produce safety standards for farms.
Committee on Rural Affairs & Agriculture

SB19-011 by Senator(s) Williams A. and Tate, Cooke, Priola, Fenberg; also Representative(s) Garnett and McKeen, Arndt, Hansen, Kraft-Tharp, Roberts, Singer, Soper, Titone, Gray--Concerning the conversion of certain fermented malt beverage licenses issued under the "Colorado Beer Code" to malt liquor licenses issued under the "Colorado Liquor Code".
Committee on Business Affairs and Labor

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 16, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Kellen Kim, Riley Bolgren, Wyatt Williams, Heritage Elementary School, Highlands Ranch.

The roll was called with the following result:

Present--63.

Excused--Representative(s) Catlin, Singer--2.

The Speaker declared a quorum present.

On motion of Representative Bird, the reading of the journal of January 15, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1012 be referred to the Committee of the Whole with favorable recommendation.

HB19-1020 be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1015 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend corrected printed bill, page 6, line 17, after "OF" insert "MONEY REMAINING IN THE WATER RESEARCH FUND AS IT EXISTED PRIOR TO THE REPEAL OF SECTION 23-31-803 IN 2017.".

Page 6, strike line 27.

Page 7, strike line 1.

HB19-1029 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend corrected printed bill, page 2, line 20, strike "(1)" and substitute "(1), (2),".

Page 3, strike lines 7 and 8 and substitute "CHEYENNE, and Logan shall each appoint one director. who shall be a resident of the respective county. One member of the board shall be".

Page 3, strike lines 14 through 21 and substitute:

"(b) (I) Each director shall MUST be, at the time of the director's appointment:
   (A) A resident OF THE STATE OF COLORADO;
   (B) A RESIDENT OF A COUNTY THAT IS, IN WHOLE OR IN PART, WITHIN THE BOUNDARIES OF THE DISTRICT; AND
   (C) and AN owner of real property THAT IS WITHIN THE COUNTY OR GROUND WATER MANAGEMENT DISTRICT FROM WHICH THE DIRECTOR IS APPOINTED, or, if only a part of the county or ground water management district is included within the boundaries of the district, a resident and owner of real property within such included part. The director appointed by the Colorado ground water commission shall, at the time of appointment, reside within the district FROM WHICH THE DIRECTOR IS APPOINTED.
   (II) Each director shall be appointed".

Page 4, after line 12 insert:

"(2) The office of a director shall become VACANT when the director ceases to reside in the county or ground water management district from which the director was appointed, or in the case of COLORADO OR WITHIN A COUNTY THAT IS, IN WHOLE OR IN PART, WITHIN THE BOUNDARIES OF THE DISTRICT, OR WHEN THE DIRECTOR NO LONGER OWNS REAL PROPERTY THAT IS WITHIN THE BOUNDARIES OF THE DISTRICT AND WITHIN THE COUNTY OR GROUND WATER MANAGEMENT DISTRICT FROM WHICH THE DIRECTOR IS APPOINTED. The OFFICE OF A director appointed by the Colorado ground water commission SHALL BECOME VACANT if the director ceases to reside in the district or is no longer a member of the Colorado ground water commission or when declared vacant by a majority vote of all of the members of the board when a director has failed to attend two consecutive regular meetings without having been excused from attendance by the president. If a vacancy occurs in the office by reason of death, resignation, removal, or otherwise, it shall be filled for the remainder of the unexpired term by the board of county
commissioners of the county, or the ground water management district
from which the director was originally appointed. Each director shall take
an oath or affirmation in accordance with section 24-12-101.

On motion of Representative Garnett, the following bill(s) will be
calendared for General Orders on January 18, 2019: HB19-1012, 1020,
1015, 1029.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the
following:

HB19-1008 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 4, strike line 14 and substitute "TO SECTION
24-46.3-103 (3). NOTHING IN THIS SUBSECTION (14) PROHIBITS THE
BOARD FROM CONSIDERING OTHER FACTORS IN AWARDING AND DENYING
CAREER AND TECHNICAL EDUCATION CAPITAL CONSTRUCTION GRANTS.".

HB19-1059 be referred to the Committee of the Whole with favorable
recommendation.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the
following:

HB19-1007 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 2, line 3, strike "(7)(a)" and substitute "(4.5)(a),
(7)(a),".

Page 3, after line 26 insert:
"(4.5) (a) A candidate committee established in the name of a
candidate who is a write-in candidate, an unaffiliated candidate, or the
candidate of a minor political party who is not running in a primary
election may accept from any one person the aggregate contribution limit
specified in EITHER section 3 (1) of article XXVIII of the state
constitution OR SUBSECTION (1.5)(a) OF THIS SECTION applicable to the
office he or she is seeking at any point during the election cycle in which
the candidate in whose name the candidate committee is accepting
contributions is on the general election ballot.".
HB19-1046 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 10, strike "ASSEMBLY." and substitute "ASSEMBLY; EXCEPT THAT IF A MAJOR POLITICAL PARTY DOES NOT CHARGE A FEE OR ANY OTHER CHARGE TO PARTICIPATE IN THE PARTY ASSEMBLY THEN THE MAJOR POLITICAL PARTY IS NOT REQUIRED TO PROVIDE SUCH NOTICE TO ELECTORS.".

________________________________

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

SB19-011 be referred to the Committee of the Whole with favorable recommendation.

________________________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1110, 1111, 1112, 1113, 1114.

________________________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HJR19-1004; HM19-1001.

________________________________

INTRODUCTION OF BILLS

First Reading

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

HB19-1115 by Representative(s) Liston, Buck, Catlin, Landgraf, Larson; also Senator(s) Fields, Gardner--Concerning a clarification of victims of an assault while in a detention facility. Committee on Judiciary

HB19-1116 by Representative(s) McKean--Concerning hunter education course requirements in public schools. Committee on Education

HB19-1117 by Representative(s) Sandridge--Concerning the department of regulatory agencies' determination regarding the regulation of professions and occupations. Committee on Business Affairs and Labor Committee on Appropriations
HB19-1118 by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s) Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

Committee on Business Affairs and Labor

HB19-1119 by Representative(s) Coleman, Herod, Exum, Benavidez, Gonzales-Gutierrez, Lontine--Concerning public disclosure of a completed peace officer internal investigation file.

Committee on Judiciary

HB19-1120 by Representative(s) Michaelson Jenet and Roberts; also Senator(s) Fenberg--Concerning multiple approaches to prevent youth suicide.

Committee on Public Health Care & Human Services

Committee on Appropriations

HB19-1121 by Representative(s) McCluskie and Roberts--Concerning measures to support students who enroll in postsecondary courses during a fifth year of high school.

Committee on Education

Committee on Appropriations

HB19-1122 by Representative(s) Buckner and Landgraf; also Senator(s) Fields and Gardner--Concerning the creation of a maternal mortality review committee in the department of public health and environment.

Committee on Public Health Care & Human Services

HB19-1123 by Representative(s) Larson, Van Winkle, Geitner, Humphrey, Williams D., Sandridge, Lewis, Rich, Baisley, Bockenfeld, Buck, Landgraf, Liston, McKean, Neville, Pelton, Ransom, Saine, Soper; also Senator(s) Smallwood, Gardner, Coram, Holbert, Lundeen, Woodward--Concerning the alignment of the state income tax deduction for contributions to a 529 account with the changes in the federal "Tax Cuts and Jobs Act" of 2017 that allow tax-free distributions for elementary and secondary tuition expenses.

Committee on Education

Committee on Finance

Committee on Appropriations

HB19-1124 by Representative(s) Benavidez, Buckner, Caraveo, Coleman, Duran, Galindo, Gonzales-Gutierrez, Hooton, Lontine, Melton--Concerning protecting Colorado's right to be free from certain federal mandates.

Committee on Transportation & Local Government

Committee on Appropriations

______________________________
On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 17, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Edwins,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.
The Speaker called the House to order at 9:00 a.m.
Pledge of Allegiance led by Addison and Ashlyn Wiksten, Heritage Elementary School, Highlands Ranch.
The roll was called with the following result:
Present--61.
Excused--Representative(s) Landgraf, Michaelson Jenet, Rankin, Tipper--4.
Present after roll call--Representative(s) Rankin, Tipper.
The Speaker declared a quorum present.
On motion of Representative Bird, the reading of the journal of January 16, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)
The Speaker announced the following temporary committee appointment(s) for January 17, 2019 only:
Education
Representative Bird to replace Representative Buckner
Representative Froelich to replace Representative Michaelson Jenet

REPORT(S) OF COMMITTEE(S) OF REFERENCE

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:
HB19-1001 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 25.5-4-402.4, add (7)(e.5) as follows:

25.5-4-402.4. Hospitals - healthcare affordability and sustainability fee - legislative declaration - Colorado healthcare affordability and sustainability enterprise - federal waiver - fund created - rules - reports. (7) Colorado healthcare affordability and sustainability enterprise board. (e.5) The enterprise board shall calculate the estimates described in subsection (7)(e)(V) of this section by using appropriate information provided to the state department by hospitals and any state department analysis of that information.

SECTION 2. In Colorado Revised Statutes, add 25.5-4-402.8 as follows:

25.5-4-402.8. Hospital expenditure report. (1) (a) The state department shall annually prepare a written hospital expenditure report detailing uncompensated hospital costs and the different categories of expenditures, by major payer group, made by hospitals in the state. The state department shall consult with the Colorado healthcare affordability and sustainability enterprise board, created pursuant to section 25.5-4-402.4(7) and referred to in this section as the "enterprise board", in developing the hospital expenditure report. The state department may share any information it receives from hospitals with the enterprise board. Except for the information contained in the hospital expenditure report pursuant to subsection (2) of this section, the state department and enterprise board shall maintain the confidentiality of information received pursuant to this section that is not otherwise publicly available. This information is proprietary, confidential, contains trade secrets, and is not a public record.

In compiling the hospital expenditure report, the state department shall use publicly available data sources whenever possible.

(b) Except as provided in subsection (1)(c) of this section, each hospital in the state shall make information available to the state department for purposes of preparing the annual hospital expenditure report. The state board shall establish the format of the information provided by each hospital on an annual basis. The first submission by each hospital must include information for fiscal years 2012 through 2018. Specifically, in the first and subsequent submissions, each hospital shall provide the following information to the state department:

(I) The hospital cost report submitted to the federal Centers for Medicare and Medicaid Services (CMS) pursuant to 42 CFR 413.20, including a copy of the final forms and worksheets submitted to CMS as part of the hospital cost report;

(II) (A) An annual audited financial statement prepared in accordance with generally accepted accounting principles. Each hospital shall submit the statement within one hundred twenty days after the end of its fiscal year unless the state department grants an extension in writing in advance of that date.

(B) Notwithstanding the provisions of subsection
(1)(b)(II)(A) of this section, if a hospital is part of a consolidated or combined group and is normally included in that group's financial statement, the hospital may submit the consolidated or combined statement if the group's statement separately identifies the financial information for each of the group's licensed hospitals operating in this state. For each hospital operating in this state and for each additional operating unit that accounts for five percent or more of the consolidated or combined group's gross revenues, the statement must include financial balances and information for that unit, including a balance sheet, an income statement or statement of operations, a statement of changes in equity or net assets, and a statement of cash flows.

(C) To the extent similar information is reported in the Medicare cost report, audited financial statements or other information results in differing amounts, and an explanation for those differences. In the event a hospital does not have audited financial statements available, the hospital may request from the state department the ability to submit alternative information. The state board shall promulgate rules to this effect, including but not limited to a list of alternative information that may be submitted in place of the audited financial statement and a list of facilities that may qualify for this exception.

(III) A report that contains the following information:

(A) The total number of available beds and licensed beds;

(B) Inpatient statistics in total and by major payer group and by care setting, including but not limited to inpatient discharges and patient days;

(C) Other inpatient statistics, including but not limited to the number of inpatient surgeries, number of births, number of newborn patient days, number of admissions from the hospital-based emergency department, and number of admissions from free-standing emergency departments;

(D) Outpatient statistics in total and by type of visit, including but not limited to hospital-based emergency department visits, free-standing emergency department visits, ambulatory surgery visits, home health visits, and all other outpatient visits;

(E) Gross charges in total, by major payer group, and by care setting, including but not limited to inpatient care and outpatient care;

(F) Contractual allowances in total and by major payer group;

(G) Bad debt write-offs in total and by major payer group;

(H) Charity write-offs in total and by major payer group;

(I) Operating expenses in total and by expense classification, including but not limited to non-physician payroll expenses and associated hours, physician payroll expenses and associated hours, total payroll expenses and associated hours, contract labor expenses and associated hours, employee benefits expenses, business development, marketing and advertising expenses, supply expenses, depreciation expenses, interest expenses, and all other operating expenses;
(J) Other operating revenue, operating margin, non-operating gains and losses, and total margin;

(K) A balance sheet, including but not limited to details for current assets, restricted assets, long-term assets, other assets, current liabilities, long-term debt, other liabilities, and equity or net assets;

(L) Staffing information, including but not limited to full-time equivalents, staff turnover, and staff vacancy rates;

(M) A roll forward of property, plant, and equipment accounts by asset type from the beginning to the end of the reporting period by asset category, including but not limited to purchases, other acquisitions, sales, disposals, and other changes;

(N) The names and transaction price of acquired hospitals, affiliated hospitals, newly constructed hospitals, and rehabilitated hospitals; the names and transaction price of acquired or affiliated physician group practices; and the number and transaction price of individual physician practices acquired.

(c) The state department may exempt from the reporting requirements described in subsection (1)(b) of this section certain types of hospitals, including but not limited to:

(I) Psychiatric hospitals, as licensed by the department of public health and environment;

(II) Hospitals that are licensed as general hospitals and certified as long-term care hospitals by the department of public health and environment;

(III) Critical access hospitals that are licensed as general hospitals and are certified by the department public health and environment pursuant to 42 CFR 485 (f);

(IV) Inpatient rehabilitation facilities; and

(V) Hospitals specified for exemption under 42 CFR 433.68 (e).

(d) Prior to developing the first annual hospital expenditure report, the state department shall consult with the enterprise board regarding the development of the report. The state department shall strive for consistency in reporting the components in each annual report with those in the report of the enterprise board required pursuant to section 25.5-4-402.4 (7)(e).

(e) Prior to issuing the hospital expenditure report, the state department shall provide any hospital referenced in the hospital expenditure report a copy of the report. Each hospital shall have a minimum of fifteen days to review the hospital expenditure report and any underlying data and submit corrections or clarifications to the state department.

(f) The state department shall provide a statewide hospital association any information received pursuant to this section in a machine-readable format at no cost to the association.

(2) The hospital expenditure report must include, but not be limited to:

(a) A description of the methods of analysis and definitions of report components;

(b) Uncompensated care costs by major payer group; and

(c) The percentage that each of the following categories
CONTRIBUTES TO OVERALL EXPENSES OF HOSPITALS:
(I) Delivery of Inpatient Health Care and Services by Major Payer Group;
(II) Delivery of Outpatient Health Care and Services by Major Payer Group and Site Location;
(III) Administrative Costs;
(IV) Capital Construction Costs and Associated Bond Liabilities;
(V) Maintenance;
(VI) Capital Expenditures;
(VII) Personnel Services;
(VIII) Uncompensated Care by Major Payer Group; and
IX) Other Expenditure Categories, as determined by the State Department.

(3) (a) On or before January 15, 2020, and on or before January 15 each year thereafter, the State Department shall submit the annual Hospital Expenditure Report to:
(I) The Public Health Care and Human Services Committee of the House of Representatives, or any successor committee;
(II) The Health and Human Services Committee of the Senate, or any successor committee;
(III) The Joint Budget Committee of the General Assembly;
(IV) The Governor; and
(V) The State Board.

(b) The State Department may request that the Enterprise Board combine the Hospital Expenditure Report described in this section with the report of the Enterprise Board specified in section 25.5-4-402.4(7)(c), so long as the specific requirements of this section are fulfilled, and so long as the Enterprise Board agrees to the request. The State Department shall post the annual report on its website by January 15 of each year.

(c) Notwithstanding section 24-1-136 (11)(a)(I), the report required in this section continues indefinitely.

(4) The State Department, in consultation with the Department of Public Health and Environment and the Division of Insurance, shall review the Hospital Report Card, created pursuant to section 25-3-703, and the Hospital Charge Report, created pursuant to section 25-3-705, and make recommendations to the General Assembly by November 1, 2019. The recommendations must identify any structural or substantive changes that should be made to the Hospital Report Card or Hospital Charge Report to increase the value of those reports, including a consideration of whether the Hospital Report Card or Hospital Charge Report still provides value to consumers and policymakers.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".
HB19-1010 be amended as follows, and as so amended, be referred to
the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, strike lines 20 and 21 and substitute "CARE,
THAT MAY OFFER PRIMARY AND URGENT CARE SERVICES, AND".

Page 6, line 13, strike ",(8)(c)(I) introductory portion" and substitute 
"(8)(c)".

Page 6, strike lines 16 through 19 and substitute:

"(c) (I) "Freestanding emergency department" means a health facility that offers emergency care, that may offer primary and urgent care services, that is licensed by the department pursuant to section 25-1.5-103, and that is either: HAS THE SAME MEANING AS SECTION 25-1.5-114 (5).

(A) Owned or operated by, or affiliated with, a hospital or hospital system and is located more than two hundred fifty yards from the main campus of the hospital; or

(B) Independent from and not operated by or affiliated with a hospital or hospital system and is not attached to or situated within two hundred fifty yards of, or contained within, a hospital.

(II) "Freestanding emergency department" does not include a health facility described in subsection (8)(c)(I) of this section that was licensed by the department pursuant to section 25-1.5-103 as a community clinic prior to July 1, 2010, if the facility is serving a rural community or a ski area, as defined in state board rules.".

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1011 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 2, strike “2.6" and substitute “26.".

Page 3, line 7, strike “2.6” and substitute “26.".

Page 3, strike lines 8 through 11 and substitute:

"SECTION 3. Act subject to petition - effective date. This act takes effect September 1, 2019; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".
PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on January 18, 2019: HB19-1011.

House in recess. House reconvened.

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

HJR19-1006 by Representative(s) Melton and Herod, Buck, Buckner, Coleman, Exum, Jackson; also Senator(s) Fields and Williams A., Marble--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

On motion of Representative Weissman, the House adjourned until 9:00 a.m., January 18, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Bishop Jerry Demmer, President Greater Metro Denver Ministerial Alliance, Absolute Word Church, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Esther Crooks, Alexis Cloos, Heritage Elementary School, Highland Ranch.

The roll was called with the following result:

Present--63.
Excused--Representative(s) McCluskie, Michaelson Jenet--2.

The Speaker declared a quorum present.

On motion of Representative Bird, the reading of the journal of January 17, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

CHANGE IN COMMITTEE

The Speaker announced the following changes in committees of reference:

Representative Kipp to replace Representative Jacques Lewis on the Committee on Public Health & Human Services.
Representative Jacques Lewis to replace Representative Kipp on the Committee on Health & Insurance.

CONSIDERATION OF RESOLUTION(S)

HJR19-1006 by Representative(s) Melton and Herod, Buck, Buckner, Coleman, Exum, Jackson; also Senator(s) Fields and Williams A., Marble--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

(Printed and placed in members' files.)

On motion of Representative Herod, the resolution was read at length and adopted by viva voce vote.
On motion of Representative Gray, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1012  by Representative(s) Beckman and Valdez A., Roberts; also Senator(s) Fields, Sonnenberg, Story--Concerning the flexibility of the department of personnel to administer the payment of controlled maintenance projects from the proceeds of lease-purchase agreements executed pursuant to Senate Bill 17-267.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1020  by Representative(s) Roberts and Beckman, Valdez A.; also Senator(s) Fields and Story, Sonnenberg--Concerning the clarification of certain administrative matters of the capital development committee.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1015  by Representative(s) Arndt; also Senator (s) Ginal--Concerning the recreation of the Colorado water institute. Amendment No. 1, Rural Affairs & Agriculture Report, dated January 15, 2019, and placed in member's bill file; Report also printed in House Journal, January 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1029  by Representative(s) Arndt; also Senator(s) Crowder--Concerning the Republican river water conservation district, and, in connection therewith, expanding the

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-011 by Senator(s) Williams A. and Tate, Cooke, Priola, Fenberg; also Representative(s) Barnett and McKean, Arndt, Hansen, Kraft-Tharp, Roberts, Singer, Soper, Titone, Gray--Concerning the conversion of certain fermented malt beverage licenses issued under the "Colorado Beer Code" to malt liquor licenses issued under the "Colorado Liquor Code".

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1008 by Representative(s) Kraft-Tharp and Larson, Soper; also Senator(s) Todd and Lundeen--Concerning the provision of grants for career and technical education capital construction through the "Building Excellent Schools Today Act".

Laid over until January 25, retaining place on Calendar.

HB19-1059 by Representative(s) Arndt, Hooton, McKean; also Senator(s) Tate, Moreno, Zenzinger--Concerning removing redundant language in the educator licensing statute regarding requirements for out-of-state applicants.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1046 by Representative(s) Williams D.--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Laid over until January 25, retaining place on Calendar.

HB19-1011 by Representative(s) Hooton, Arndt, McKean; also Senator(s) Tate, Moreno, Zenzinger--Concerning clarification of the scope of an existing sales tax exemption for manufactured homes.

Amendment No. 1, Transportation & Local Government Report, dated January 16, 2019, and placed in member's bill file; Report also printed in House Journal, January 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

_______________
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Pelton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Pelton amendment, to HB 19-1029, to show that said amendment passed, and that HB 19-1029, as amended, passed.

Amend corrected printed bill, page 6, strike lines 5 through 14 and substitute:

"SECTION 4. Effective date. (1) This act takes effect immediately after the water wells that this act adds to the Republican river water conservation district become eligible for the conservation reserve enhancement program administered by the farm service agency within the United States department of agriculture. The board of directors of the Republican river water conservation district shall notify the Revisor of Statutes at such time."

The amendment was declared lost by the following roll call vote:

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</table>

ADOPITION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>N</td>
<td>Saine</td>
<td>N</td>
</tr>
</tbody>
</table>
REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1002 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 7, lines 22 and 23, strike "RECOMMEND TO THE STATE BOARD AND THE STATE BOARD SHALL".

Page 7, line 26, strike "RECOMMENDING AND".

Page 8, lines 1 and 2, strike "DEPARTMENT, THE ENTITY, AND THE STATE BOARD," and substitute "DEPARTMENT AND THE ENTITY,".

Page 8, line 10, strike "STATE BOARD," and substitute "DEPARTMENT OR THE ENTITY,".

Page 8, line 15, strike "STATE BOARD" and substitute "DEPARTMENT OR THE ENTITY".

ENERGY & ENVIRONMENT

After consideration on the merits, the Committee recommends the following:

HB19-1003 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, after line 1 insert:
"SECTION 1. In Colorado Revised Statutes, 39-3-118.7, amend (2) as follows:

39-3-118.7. Community solar garden - partial business personal property tax exemption - definitions. (2) For property tax years commencing on and after January 1, 2015, but before January 1, 2026, there is exempt from the levy and collection of property tax the percentage of alternating current electricity capacity of a community solar garden that is attributed to residential or governmental subscribers, or to subscribers that are organizations that have been granted property tax exemptions pursuant to sections 39-3-106 to 39-3-113.5."

Renumber succeeding sections accordingly.

Page 2, line 3, strike "(2)(b)(II)" and substitute "(2)(b)(II); and add (3.5)".

Page 2, line 9, strike "TEN" and substitute "FIVE".

Page 3, after line 2 insert:

"(3.5) Standards for construction and operation. The following requirements apply to any community solar garden exceeding two megawatts:

(a) The performance of all photovoltaic electrical work, including the installation of photovoltaic modules, interconnection of the modules, grounding of the modules, and the customer-side point of connection to the utility grid, is subject to on-site supervision by a licensed master electrician, licensed journeyman electrician, or licensed residential wireman, as those terms are defined in section 12-23-101, and must comply with all applicable requirements of article 23 of title 12, including sections 12-23-105 and 12-23-110.5, and all applicable rules of the state electrical board.

(b) The initial installation of any photovoltaic module or other electrical equipment listed in subsection (3.5)(a) of this section is subject to final inspection and approval in accordance with section 12-23-116.

(c) If a qualifying retail utility owns all or part of a community solar garden, the utility shall use its own employees to operate and maintain the modules and other electrical equipment that the utility owns.".

HB19-1050 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 11 through 18 and substitute:

"(i) (I) The use of xeriscape or drought-tolerant vegetative landscapes to provide ground covering to property for which a unit owner is responsible, including a limited common element or property owned by the unit owner. Associations may adopt and enforce design or aesthetic guidelines or rules that require drought-tolerant vegetative landscapes or regulate the type, number, and placement of drought-tolerant plantings and hardscapes that may be installed on the a unit owner's property or on a limited common element or other property for which the unit owner is responsible.".
JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1051 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 4, strike "training." and substitute "training - repeal."

Page 3, after line 26, insert:

"(7) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2023. BEFORE ITS REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104."

Page 5, after line 26, insert:

"SECTION 4. In Colorado Revised Statutes, 24-34-104, add (24)(a)(XI) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (24) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2023:

(XI) HUMAN TRAFFICKING PREVENTION TRAINING PURSUANT TO SECTION 24-33.5-523."

Renumber succeeding section accordingly.

HB19-1060 be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE

After consideration on the merits, the Committee recommends the following:

HB19-1026 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend corrected printed bill, page 10, after line 9 insert:

"SECTION 9. In Colorado Revised Statutes, 33-6-116, amend (3) as follows:

33-6-116. Hunting, trapping, or fishing on private property - posting public lands. (3) Any person who violates this section is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of one two hundred dollars and an assessment of twenty license
suspension points."

Renumber succeeding sections accordingly.

**HJR19-1005** be referred to the House for final action.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on January 25, 2019: **HB19-1001, 1050, 1060.**

On motion of Representative Garnett, the following resolution(s) will be calendared for Consideration of Resolutions on January 25, 2019: **HJR19-1005**

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 22, 2019.

Approved:

KC Becker,
Speaker

Attest:

MARILYN EDDINS,
Chief Clerk
Prayer by Father William Oulvey, Arrupe Jesuit High School, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Aaron Vigil, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--58.
Excused--Representative(s) Becker, Geitner, Neville, Saine, Singer, Williams--6.
Vacancy--1.
Present after roll call--Representative(s) Becker Neville, Saine, Singer.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Buentello, the reading of the journal of January 18, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until January 23, retaining place on Calendar:

Consideration of Third Reading--HB19-1012, 1020, 1015, 1029, SB19-011, HB19-1059, 1011.

House in recess. House reconvened.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HJR19-1006.
MESSAGE(S) FROM THE SENATE

The Senate has adopted HJR19-1006 and returns herewith.

________

The Senate has adopted and transmits herewith SJM19-001 and 002.

RESIGNATION

January 6, 2019

Marilyn Eddins, Chief Clerk
Colorado House of Representatives
200 E. Colfax Ave., Rm 307
Denver, CO 80203

I was selected by the Republican 8th Senate District Vacancy Committee on January 2, 2019 to serve the remainder of Senator Randy Baumgardner's term.

It has been my very great honor to serve in the Colorado House of Representatives for three terms. I will always value the relationships I've developed and the work we have done together.

As per CRS 1-12-203, the Republican 8th Senate District Chairman will issue the forms "Nomination by Vacancy Committee- Candidate Acceptance of Nomination to Fill Office" and "Nomination by Vacancy Committee-Vacancy in Office" to the Colorado Secretary of State on or after January 21, 2019.

As per the attached Senator Baumgardner 12/17/18 retirement letter, Senator Baumgardner will retire from the Colorado State Senate effective January 21, 2019 at 12:01 a.m.

My resignation as Colorado State Representative-57th House District will become effective upon my taking the oath of office for Colorado State Senator- 8th Senate District.

(signed)
Bob Rankin
Representative, Colorado House District 57
State Capitol Building

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 23, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIYLN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.
The Speaker called the House to order at 9:00 a.m.
Pledge of Allegiance led by Kamille Riley, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Saine, Singer--2.
Vacancy--1.

Present after roll call--Representative(s) Saine, Singer.

The Speaker declared a quorum present.

On motion of Representative Buentello, the reading of the journal of January 22, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1005 be referred favorably to the Committee on Finance.

HB19-1036 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 7, after "STANDARDS," insert "AND SCHOOL COUNSELORS WHO HOLD A CERTIFICATION FROM THE NATIONAL BOARD FOR CERTIFIED COUNSELORS,".
HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1041 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, lines 8 and 9, strike "REQUIRES THE ELIMINATION OF" and substitute "PREVENTS HUMAN EXPOSURE TO".

Page 2, line 10, after "ANY" insert "PLANNED".

Page 2, strike line 18 and substitute "DESIGNED TO CAPTURE AND NEUTRALIZE SURGICAL SMOKE AT THE".

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1097 be postponed indefinitely.

THIRD READING OF BILL(S)--FINAL PASSAGE
The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1012 by Representative(s) Beckman and Valdez A., Roberts; also Senator(s) Fields, Sonnenberg, Story--Concerning the flexibility of the department of personnel to administer the payment of controlled maintenance projects from the proceeds of lease-purchase agreements executed pursuant to Senate Bill 17-267.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Y</td>
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<td>Buckner</td>
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<td>Hansen</td>
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<td>McLachlan</td>
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<td>Buentello</td>
<td>Y</td>
<td>Herod</td>
<td>Y</td>
<td>Melton</td>
</tr>
</tbody>
</table>
HB19-1020 by Representative(s) Roberts and Beckman, Valdez A.; also Senator(s) Fields and Story, Sonnenberg--Concerning the clarification of certain administrative matters of the capital development committee.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<td>Arndt Y Exum</td>
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<td>Y Roberts</td>
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<td>Baisley Y Froelich</td>
<td>Y Larson</td>
<td>Y Saine</td>
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<tr>
<td>Beckman Y Galindo</td>
<td>Y Lewis</td>
<td>Y Sandridge</td>
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<td>Benavidez Y Garnett</td>
<td>Y Liston</td>
<td>Y Singer</td>
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<td>Y Lontine</td>
<td>Y Sirota</td>
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<td>Bockenfeld Y Gonzalez-Gutierrez</td>
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<td>Buentello Y Herod</td>
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<td>Carver Y Humphrey</td>
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<td>Catlin Y Jackson</td>
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<td>Y Van Winkle</td>
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<td>Cutter Y Kennedy</td>
<td>Y District 57</td>
<td>Y Weissman</td>
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<td>Duran Y Kipp</td>
<td>Y Ransom</td>
<td>Y Williams D.</td>
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<td>Esgar Y Kraft-Tharp</td>
<td>Y Rich</td>
<td>Y Wilson</td>
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</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Esgar, Galindo, Gray, Hansen, Snyder, Titone

HB19-1015 by Representative(s) Arndt; also Senator(s) Ginal--Concerning the recreation of the Colorado water institute.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<tr>
<td>Baisley Y Froelich</td>
<td>Y Larson</td>
<td>Y Saine</td>
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<tr>
<td>Beckman Y Galindo</td>
<td>Y Lewis</td>
<td>N Sandridge</td>
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<tr>
<td>Benavidez Y Garnett</td>
<td>Y Liston</td>
<td>Y Singer</td>
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<tr>
<td>Bird Y Geitner</td>
<td>Y Lontine</td>
<td>Y Sirota</td>
<td>Y</td>
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<tr>
<td>Speaker Y</td>
<td></td>
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</table>

Co-sponsor(s) added: Representative(s) Esgar, Galindo, Gray, Hansen, Snyder, Titone
HB19-1029  by Representative(s) Arndt; also Senator(s) Crowder--
Concerning the Republican river water conservation
district, and, in connection therewith, expanding the
boundaries of the district and adjusting the meeting
schedule of the district's board of directors.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
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<tr>
<th>YES</th>
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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buentello, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Hansen, Herod, Jackson, Kennedy, Kipp, McLachlan, Michaelson Jenet, Roberts, Snyder, Soper, Tipper, Titone, Valdez A.

SB19-011 by Senator(s) Williams A. and Tate, Cooke, Priola, Fenberg; also Representative(s) Garnett and McKean, Arndt, Hansen, Kraft-Tharp, Roberts, Singer, Soper, Titone, Gray--Concerning the conversion of certain
fermented malt beverage licenses issued under the "Colorado Beer Code" to malt liquor licenses issued under the "Colorado Liquor Code".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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</table>

Arndt Y Exum Y Landgraf Y Roberts Y
Baisley Y Froelich Y Larson Y Saine Y
Beckman Y Galindo Y Lewis Y Sandridge Y
Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner Y Lontine Y Sirota Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKean Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y

Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buckner, Buentello, Duran, Esgar, Galindo, Humphrey, Jaquez Lewis, Kennedy, Kipp, Liston, Lontine, McCluskie, Melton, Mullica, Neville, Pelton, Ransom, Snyder, Sullivan, Van Winkle, Williams D.

**HB19-1059** by Representative(s) Arndt, Hooton, McKean; also Senator(s) Tate, Moreno, Zenzinger--Concerning removing redundant language in the educator licensing statute regarding requirements for out-of-state applicants.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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Arndt Y Exum Y Landgraf Y Roberts Y
Baisley Y Froelich Y Larson Y Saine Y
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Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKean Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Larson Y</td>
<td>Saine Y</td>
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<td>Galindo Y</td>
<td>Lewis Y</td>
<td>Sandridge Y</td>
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<td>McKean Y</td>
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<td>Hooton Y</td>
<td>Michaelson Jenet Y</td>
<td>Titone Y</td>
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<td>Carver Y</td>
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<td>Mullica Y</td>
<td>Valdez A. Y</td>
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<tr>
<td>Catlin Y</td>
<td>Jackson Y</td>
<td>Neville Y</td>
<td>Valdez D. Y</td>
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<td>District 57 Y</td>
<td>Weissman Y</td>
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<td>Duran Y</td>
<td>Kipp Y</td>
<td>Ransom Y</td>
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<td>Esgar Y</td>
<td>Kraft-Tharp Y</td>
<td>Rich Y</td>
<td>Wilson Y</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Caraveo, Humphrey, Jaquez Lewis, Kipp, Lontine, Melton, Michaelson Jenet, Snyder, Titone

House in recess. House reconvened.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transferred to the Revisor of Statutes:
SB19-045, 028, 058, 016, and 021.

MESSAGE(S) FROM THE REVISOR

We herewith transmit: SB19-016, 021, 028, 045, and 058.
INTRODUCTION OF BILLS

First Reading

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

HB19-1125 by Representative(s) Melton--Concerning access by a mental health professional to certain records regarding a dismissed complaint against the mental health professional.
Committee on Public Health Care & Human Services

HB19-1126 by Representative(s) Sandridge--Concerning an alert program for persons with military service.
Committee on State, Veterans, & Military Affairs
Committee on Appropriations

HB19-1127 by Representative(s) Garnett and Lontine, Singer, Jaquez Lewis; also Senator(s) Fenberg and Fields--Concerning the appointment of the lieutenant governor to serve concurrently as the director of the office of saving people money on health care.
Committee on Health & Insurance

HB19-1128 by Representative(s) Kraft-Tharp and Saine, Michaelson Jenet; also Senator(s) Fields and Smallwood, Todd--Concerning intercepts, and, in connection therewith, intercepting lottery winnings to pay outstanding criminal court obligations.
Committee on Finance

SB19-021 by Senator(s) Moreno, Zenzinger; also Representative(s) McKean--Concerning eliminating the requirement that the state board of health approve the retention of counsel in certain circumstances.
Committee on Health & Insurance

SB19-028 by Senator(s) Holbert and Bridges; also Representative(s) McKeen and McCluskie--Concerning the authority of licensing authorities to continue to issue certain fermented malt beverage retail licenses in rural areas.
Committee on Business Affairs and Labor

SB19-045 by Senator(s) Moreno, Zenzinger; also Representative(s) Hooton, Arndt, McKean--Concerning clarifying that members of the radiation advisory committee are reimbursed for expenses incurred for authorized business of the committee.
Committee on Energy & Environment

SB19-058 by Senator(s) Lee, Gardner; also Representative(s) Herod--Concerning the enactment of the Colorado Revised Statutes 2018 as the positive and statutory law of the state of Colorado.
Committee on Judiciary
INTRODUCTION OF MEMORIAL

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

**SJM19-001** by Senator(s) Crowder; also Representative(s) Esgar--Memorializing the United States Congress to fulfill the commitment of the federal government to provide funding for the Arkansas Valley Conduit project.

Committee on Rural Affairs & Agriculture

**SJM19-002** by Senator(s) Crowder and Coram; also Representative(s) Esgar and Catlin, Roberts--Concerning memorializing the United States Congress to enact legislation directing the United States Army Corps of Engineers, in conjunction and cooperation with the Lower Arkansas Valley Water Conservancy District, to dredge a portion of the Arkansas River.

Committee on Rural Affairs & Agriculture

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 24, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker Pro Tempore called the House to order at 9:30 a.m.

Pledge of Allegiance led by Arina Rakytnianska, Metropolitan State University, Denver.

The roll was called with the following result:

Present--58.
Excused--Representative(s) Becker, Hansen, Jacquez Lewis, Landgraf, Saine, Van Winkle--6.
Vacancy--1.
Present after roll call--Representative(s) Becker, Jacquez Lewis, Saine, Van Winkle.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Buentello, the reading of the journal of January 23, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

_________________________________________________________________

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for January 24, 2019 only:

Joint Budget
Representative Garnett to replace Representative Hansen

_________________________________________________________________

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the following:

HB19-1014 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, strike "25-4-1610" and substitute "25-4-1610 (1)(c)" on: Page 3, line 14; Page 9, lines 18 and 25; and Page 10, lines 4, 10, 16, and 21.

HB19-1043 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1004 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 6, after "TO" insert "HIGH HEALTH CARE COSTS AND".

Page 4, line 7, strike "AUGUST 31," and substitute "NOVEMBER 15,".

Page 4, line 10, strike "HEALTH, INSURANCE, AND ENVIRONMENT" and substitute "HEALTH AND INSURANCE".

Page 4, line 12, strike "THAT".

Page 4, strike line 13.

Page 4, line 14, strike "IMPLEMENTING" and substitute "FOR".

Page 4, line 23, strike "EVALUATE" and substitute "DESCRIBE".

Page 5, after line 19, insert:

"(g) DETERMINE WHETHER THE STATE OPTION PLAN SHOULD BE A FULLY AT-RISK, MANAGED CARE, FEE-FOR-SERVICE, OR ACCOUNTABLE CARE COLLABORATIVE PLAN, OR A COMBINATION THEREOF;".

Reletter succeeding paragraphs accordingly.

Page 6, line 6, strike "HOUSE" and substitute "SENATE", and strike "19-___." and substitute "19-004.".

Page 6, line 24, strike "PROPOSAL." and substitute "PROPOSAL CREATED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION.".

Page 7, line 5, after the first "BILL" insert "DURING THE 2020 LEGISLATIVE SESSION".

Page 7, after line 15, insert:

"(c) SUBJECT TO THE CONDITIONS DESCRIBED IN SUBSECTION
(7)(b) OF THIS SECTION, THE STATE DEPARTMENT AND THE DIVISION MAY PROMULGATE RULES, AS NECESSARY, FOR THE PREPARATION AND SUBMISSION OF FEDERAL WAIVERS OR STATE PLAN AMENDMENTS NECESSARY TO FUND AND IMPLEMENT THE PROPOSAL.

HB19-1028 be referred to the Committee of the Whole with favorable recommendation.

HB19-1077 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 17, insert:

"SECTION 2. In Colorado Revised Statutes, 12-42.5-120, amend (1) as follows:

12-42.5-120. Prescription required - exception - dispensing opiate antagonists - definitions. (1) Except as provided in section sections 18-18-414 C.R.S., and 12-42.5-122.5, and subsections (2) and (3) of this section, an order is required prior to dispensing any prescription drug. Orders shall be readily retrievable within the appropriate statute of limitations.

Renumber succeeding sections accordingly.

Page 4, line 18, after "NO" insert "EMERGENCY".

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the following:

HB19-1027 be postponed indefinitely.

HB19-1031 be referred favorably to the Committee on Appropriations.

HB19-1038 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 4, strike "JULY 1, 2019," and substitute "OCTOBER 1, 2019,"

HB19-1044 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 3, lines 21 and 22, strike "TREATMENT" OR "BEHAVIORAL HEALTH ORDERS FORM" and substitute "TREATMENT", "BEHAVIORAL HEALTH ORDERS FORM", OR "PSYCHIATRIC ADVANCE DIRECTIVE".

Page 4, line 7, after "SPOUSE," insert "PARTNER IN A CIVIL UNION,"

Page 4, strike lines 17 through 20 and substitute: "(b) AN EMERGENCY MEDICAL RESPONDER OR A REGISTERED EMERGENCY MEDICAL RESPONDER, AS DEFINED IN SECTION 25-3.5-1102 (1) AND (3)."

Page 7, after line 10 insert: "(3) NOTHING IN THIS PART 2 ALLOWS AN ADULT TO INCLUDE IN HIS OR HER BEHAVIORAL HEALTH ORDERS FORM AN INSTRUCTION THAT EXEMPTS THE ADULT FROM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT AUTHORIZED PURSUANT TO STATE LAW. ANY INSTRUCTION THAT ATTEMPTS TO EXEMPT THE ADULT FROM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT AUTHORIZED PURSUANT TO STATE LAW IS VOID."

Page 10, strike lines 3 through 6 and substitute "(b) THE EMERGENCY MEDICAL SERVICES PERSONNEL, A HEALTH CARE."

Page 10, line 7, strike "STILL".

Page 10, line 9, strike "SECTION." and substitute "SECTION UNLESS THE ADULT'S INSTRUCTION ON THE BEHAVIORAL HEALTH ORDERS FORM WILL CAUSE SUBSTANTIAL HARM TO THE ADULT. IF THE ADULT'S INSTRUCTION ON THE BEHAVIORAL HEALTH ORDERS FORM WILL CAUSE SUBSTANTIAL HARM TO THE ADULT, THE EMERGENCY MEDICAL SERVICE PERSONNEL, HEALTH CARE PROVIDER, OR HEALTH CARE FACILITY SHALL MAKE A GOOD FAITH EFFORT TO CONSULT WITH THE ADULT'S AGENT, IF APPLICABLE, AND OFFER AN ALTERNATIVE COURSE OF TREATMENT."

Page 11, line 3, strike "THE PRACTICE OF MEDICINE OR NURSING," and substitute "EMERGENCY MEDICAL PERSONNEL, A HEALTH CARE PROVIDER, OR A HEALTH CARE FACILITY,".

Page 11, after line 20 insert: 

"(6) (a) NOTHING IN THIS PART 2 ALLOWS AN ADULT TO INCLUDE IN HIS OR HER BEHAVIORAL HEALTH ORDERS FORM AN INSTRUCTION THAT EXEMPTS THE ADULT FROM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT AUTHORIZED PURSUANT TO STATE LAW. ANY INSTRUCTION THAT ATTEMPTS TO EXEMPT THE ADULT FROM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT AUTHORIZED PURSUANT TO STATE LAW IS VOID.

(b) NOTWITHSTANDING AN INSTRUCTION ON AN ADULT'S BEHAVIORAL HEALTH ORDERS FORM THAT STATES TO EXEMPT THE ADULT FROM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT AUTHORIZED PURSUANT TO STATE LAW, ANY PERSON AUTHORIZED TO PERFORM AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT PURSUANT TO STATE LAW AND WHO COMPLIES WITH THE REQUIREMENTS
OF AN INVOLUNTARY EMERGENCY PROCEDURE OR COMMITMENT
PURSUANT TO STATE LAW IS NOT SUBJECT TO CIVIL OR CRIMINAL
LIABILITY OR REGULATORY SANCTION.".

HB19-1068  be referred to the Committee of the Whole with favorable
recommendation.

HB19-1070  be referred to the Committee of the Whole with favorable
recommendation.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the
following:

HB19-1035  be amended as follows, and as so amended, be referred to the
Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, after line 1 insert:
"SECTION 1. In Colorado Revised Statutes, 12-23-111, amend
(17)(a) introductory portion and (17)(a)(II) as follows:
12-23-111. Exemptions. (17) (a) The permit and inspection
provisions of this article shall not apply to:
    (II) Load control devices for electrical hot water heaters that are
owned, leased, or otherwise under the control of, and are operated by, an
electric utility, and are on the load side of the single-family residential
meter, if such the equipment was installed by a registered electrical
contractor. The contractor will notify appropriate local authorities that
the work has been completed in order that an inspection may be made at
the expense of the utility company. The applicable permit fee imposed by
the local authorities shall not exceed ten dollars IS SUBJECT TO THE LIMIT
SPECIFIED IN SECTION 12-23-117 (2).".

Renumber succeeding sections accordingly.

Page 2, strike lines 5 through 11 and substitute "matters of statewide
concern, the maximum fees, established annually, chargeable for
electrical inspections by any city, town, county, city and county, or
qualified state institution of higher education shall MUST not be more
than fifteen percent above those provided for in this section AS THOSE
FEES EXISTED ON JANUARY 1, 2014, and no such local government or
qualified state institution of higher education shall impose or collect any
other fee or charge related to electrical inspections or permits. A".

_________________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1125, 1126, 1127, 1128.
On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on January 25, 2019: HB19-1044, 1014, 1028, 1077.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1042 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 7, strike "(2.5)," and substitute "(2.5) ONLY,".

Page 2, line 13, strike "(2.5)," and substitute "(2.5) ONLY,".

Page 2, line 24, strike "THE MINOR IS REQUESTING" and substitute "A REQUEST IS MADE FOR".

Page 2, line 25, after "ESTABLISH" insert "THE MINOR'S".

Page 3, line 4, strike "CREDIBLE".

Page 4, line 2, strike "(1.5)," and substitute "(1.5) ONLY,".

Page 4, line 10, strike "(1.5)," and substitute "(1.5) ONLY,".

Page 4, line 24, strike "THE CHILD IS REQUESTING" and substitute "A REQUEST IS MADE FOR".

Page 4, line 25, after "ESTABLISH" insert "THE CHILD'S".

Page 4, line 27, strike "CREDIBLE".

Page 5, line 13, strike "(1)(c)" and substitute "(1)(c); and add (1.5)".

Page 5, after line 21 insert:

"(1.5) A JUVENILE COURT EXERCISING JURISDICTION PURSUANT TO SUBSECTION (1)(a), (1)(b), (1)(c), (1)(f), OR (1)(g) OF THIS SECTION MAY ENTER FINDINGS ESTABLISHING ELIGIBILITY FOR CLASSIFICATION AS A SPECIAL IMMIGRANT JUVENILE UNDER FEDERAL LAW.".

HB19-1104 be referred to the Committee of the Whole with favorable recommendation.
SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-011.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transferred to the Revisor of Statutes:
SB19-044 and 039.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-039 and 044.
without comment, as amended, SB19-027.

INTRODUCTION OF BILLS

First Reading

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

HB19-1129 by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.
Committee on Public Health Care & Human Services

HB19-1130 by Representative(s) Liston and Hooton, Beckman, Catlin, Landgraf, Larson, Soper; also Senator(s) Cooke and Fields, Gardner--Concerning a requirement that a person have a certification from the Colorado peace officer standards and training board in order to be eligible to serve as the elected sheriff of a county of the state.
Committee on Judiciary

SB19-016 by Senator(s) Donovan and Coram; also Representative(s) Esgar and Saine, Roberts, Arndt, Catlin--Concerning the methodology to distribute money in the severance tax operational fund after core departmental programs are funded without changing the transfers to the natural resources and energy grant programs.
Committee on Energy & Environment
Committee on Finance
SB19-027  by Senator(s) Crowder and Winter; also Representative(s) Valdez D.--Concerning authorization for a county to use any lawful method to give final disposition to an unclaimed dead body.
Committee on Judiciary

SB19-044  by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt, McKean--Concerning the statewide emergency medical and trauma care system in the department of public health and environment, and, in connection therewith, eliminating the requirement that the state board of health cooperate with the department of personnel in adopting certain criteria.
Committee on Public Health Care & Human Services

On motion of Representative Weissman, the House adjourned until 9:00 a.m., January 25, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Leon Kelly, Open Door Youth Gang Alternatives, Denver.

The Speaker called the House to order at 9:00 a.m.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Buentello, Hansen, Liston--3.
Vacancy--1.

The Speaker declared a quorum present.

On motion of Representative Bird, the reading of the journal of January 24, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Esgar, the House resolved itself into Committee of the Whole for consideration of General Orders, and she as called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1008 by Representative(s) Kraft-Tharp and Larson, Soper; also Senator(s) Todd and Lundeen--Concerning the provision of grants for career and technical education capital construction through the "Building Excellent Schools Today Act".
Amendment No. 1, Education Report, dated January 16, 2019, and placed in member's bill file; Report also printed in House Journal, January 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1046 by Representative(s) Williams D.--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Laid over until January 28, retaining place on Calendar.

HB19-1001 by Representative(s) Kennedy, Rankin; also Senator(s) Moreno and Rankin--Concerning hospital transparency measures required to analyze the efficacy of hospital delivery system reform incentive payments.

Laid over until January 28, retaining place on Calendar.

HB19-1050 by Representative(s) Titone; also Senator(s) Priola--Concerning the promotion of water-efficient landscaping on property subject to management by local supervisory entities.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1060 by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno, Tate--Concerning conforming amendments necessitated by the transfer of certain safety authorities from the department of public health and environment to the department of public safety pursuant to House Bill 12-1268.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1036 by Representative(s) Arndt and McLachlan; also Senator(s) Todd--Concerning annual stipends for certain nationally certified school professionals.

Amendment No. 1, Education Report, dated January 22, 2019, and placed in member's bill file; Report also printed in House Journal, January 23, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1041 by Representative(s) Buckner; also Senator(s) Rodriguez--Concerning the prevention of human exposure to surgical smoke during surgery at certain licensed health care facilities.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1014 by Representative(s) Singer and Bird; also Senator(s) Ginal--Concerning the retail food establishment inspection process, and, in connection therewith, detailing the process for the suspension of a retail food establishment's license or certification of license.

Amendment No. 1, Business Affairs and Labor Report, dated January 23, 2019, and placed in member's bill file; Report also printed in House Journal, January 24, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1077 by Representative(s) Roberts; also Senator(s) Tate and Pettersen--Concerning authorization for a pharmacist to dispense a chronic maintenance drug to a patient without a current prescription in limited circumstances.

Amendment No. 1, Health & Insurance Report, dated January 23, 2019, and placed in member's bill file; Report also printed in House Journal, January 24, 2019.

Amendment No. 2, by Representative(s) Roberts.

Amend printed bill, page 5, strike lines 7 through 16 and substitute:

"SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1044 by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Todd and Coram--Concerning advance behavioral health orders determining the scope of treatment an adult wishes to receive under certain behavioral health circumstances.

Amendment No. 2, by Representative(s) Landgraf.

Amend printed bill, page 12, strike lines 2 through 7 and substitute
"treatment on life or health insurance. An insurer may not refuse
to insure, refuse to continue to insure, or limit the amount,
extent, or kind of coverage available for life insurance, health
insurance, or within an annuity to an individual, or charge an
individual a different rate for the same coverage, solely
because such individual executed a behavioral health orders
form or has not executed a behavioral health orders form. With
respect to all other conditions, persons who have executed a
behavioral health orders form must be subject to the same
standards of sound actuarial principles or actual or
reasonably anticipated experience as are persons who have not
executed a behavioral health orders form.".

Page 12, after line 20, insert:
"SECTION 5. In Colorado Revised Statutes, amend 15-18.7-109
as follows:
15-18.7-109. Effect of a medical orders for scope of treatment
form on life or health insurance. Neither a medical orders for scope of
treatment form nor the failure of an adult to execute a medical orders for
scope of treatment form shall affect, impair, or modify a contract of life
or health insurance or an annuity or be the basis for a delay in issuing or
refusal to issue an annuity or policy of life or health insurance or for any
increase of a premium therefor. An insurer may not refuse to insure,
refuse to continue to insure, or limit the amount, extent, or kind
of coverage available for life insurance, health insurance, or
within an annuity to an individual, or charge an individual a
different rate for the same coverage, solely because such
individual executed a medical orders for scope of treatment
form or has not executed a medical orders for scope of
treatment form. With respect to all other conditions, persons
who have executed a medical orders for scope of treatment
form must be subject to the same standards of sound actuarial
principles or actual or reasonably anticipated experience as are
persons who have not executed a medical orders for scope of
treatment form."

Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1028  by Representative(s) Hooton and Ransom, Baisley,
Van Winkle; also Senator(s) Coram and Fenberg, Marble--
Concerning the conditions for medical marijuana use for
disabling medical conditions, and, in connection therewith,
adding autism spectrum disorders to the list of disabling
medical conditions for medical marijuana use.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1036, to show that said amendment passed, and that HB 19-1036, as amended, passed.

Amend printed bill, page 3, line 24, strike "school." and substitute "school AND WHO IS EVALUATED AS ABOVE AVERAGE IN JOB PERFORMANCE BY THE SCHOOL PROFESSIONAL'S LOCAL SCHOOL BOARD OF EDUCATION AND, IF APPLICABLE, SUPERVISORS."

The amendment was declared lost by the following roll call vote:

<table>
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<tr>
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<th>ABSENT</th>
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<td>Landgraf Y Roberts N</td>
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<td>Galindo</td>
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<td>Jackson</td>
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<td>Neville Y Valdez D. N</td>
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<td>Jaquez Lewis</td>
<td>N</td>
<td>Pelton Y Van Winkle Y</td>
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<td>N</td>
<td>Kraft-Tharp</td>
<td>N</td>
<td>Rich Y Wilson Y Speaker N</td>
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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1046, 1001--January 28, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

<table>
<thead>
<tr>
<th>YES 58</th>
<th>NO 3</th>
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CONSIDERATION OF RESOLUTION(S)

**HJR19-1005** by Representative(s) Roberts; also Senator(s) Donovan--Concerning water projects eligibility lists.

(Printed and placed in members' files.)

On motion of Representative Roberts, the resolution was adopted by viva voce vote.


REPORT(S) OF COMMITTEE(S) OF REFERENCE

**ENERGY & ENVIRONMENT**

After consideration on the merits, the Committee recommends the following:

**HB19-1071** be referred to the Committee of the Whole with favorable recommendation.

**FINANCE**

After consideration on the merits, the Committee recommends the following:

**HB19-1010** be referred favorably to the Committee on Appropriations.
HB19-1013 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 8, after "2018," insert "BUT PRIOR TO JANUARY 1, 2029, ."

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1021 be postponed indefinitely.

HB19-1022 be postponed indefinitely.

HB19-1049 be postponed indefinitely.

PRINTING REPORT
The Chief Clerk reports the following bills have been correctly printed:

HB19-1129, 1130.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on January 28, 2019: HB19-1071, 1042, 1104.

INTRODUCTION OF BILL(S)
First Reading
The following bill(s) were read by title and referred to the committee(s) indicated:

HB19-1131 by Representative(s) Jaquez Lewis; also Senator(s) Winter--Concerning a requirement to share the wholesale acquisition cost of a drug when sharing information concerning the drug with another party.

Committee on Health & Insurance

HB19-1132 by Representative(s) Buentello; also Senator(s) Coram--Concerning Colorado food products in schools.

Committee on Rural Affairs & Agriculture

Committee on Education
HB19-1133 by Representative(s) Caraveo; also Senator(s) Fields--
Concerning the creation of a Colorado child abuse
response and evaluation network.
Committee on Public Health Care & Human Services

HB19-1134 by Representative(s) Buckner and Wilson; also Senator(s)
Todd--Concerning researching effective methods for
assisting early-grade students with dyslexia.
Committee on Education

HB19-1135 by Representative(s) Gray--Concerning a clarification that
the income tax credit for retrofitting a residence to
increase a residence's accessibility is available for changes
made to a residence that benefit a qualified individual's
dependent.
Committee on Finance
Committee on Appropriations

HB19-1136 by Representative(s) Kraft-Tharp and Saine,
Michaelson Jenet, Ransom; also Senator(s) Smallwood
and Todd, Fields--Concerning access by the office of the
state auditor to records necessary to conduct four
statutorily authorized audits in connection with entities
that are not state agencies.
Committee on State, Veterans, & Military Affairs

HB19-1137 by Representative(s) Wilson, Buckner; also Senator(s)
Priola, Pettersen--Concerning supporting high school
students' interest in early childhood education through the
teacher cadet program.
Committee on Education

HB19-1138 by Representative(s) Williams D. and Melton, Humphrey--
Concerning the credit an owner of a vehicle may receive
for fees paid to register a motor vehicle when the vehicle
is sold before the registration expires.
Committee on Transportation & Local Government
Committee on Finance

SB19-039 by Senator(s) Story and Zenzinger; also Representative(s)
Michaelson Jenet--Concerning allowing interdistrict
transportation of students only by adjacent school districts
subject to the school districts' mutual consent.
Committee on Education

On motion of Representative Coleman, the House adjourned until
10:00 a.m., January 28, 2019.

Approved:
KC Becker,
Speaker
Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 11:00 a.m.

Pledge of Allegiance led by Kamille Riley, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Hansen, Hooton--2.
Vacancy--1.
Present after roll call--Representative(s) Hansen, Hooton.

The Speaker declared a quorum present.

On motion of Representative Caraveo, the reading of the journal of January 25, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced that Representative Neville appointed Represenstive Bochenfeld to replace Representative Ransom on the Legislative Audit Committee.

On motion of Representative Garnett the appointment to the Legislative Audit Committee was confirmed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES 64</th>
<th>NO 0</th>
<th>EXCUSED 0</th>
<th>ABSENT 0</th>
<th>VACANCY 1</th>
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<tbody>
<tr>
<td>Arndt</td>
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<td>Humphrey Y</td>
<td>Mullica Y</td>
<td>Valdez A. Y</td>
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</table>
THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1008 by Representative(s) Kraft-Tharp and Larson, Soper; also Senator(s) Todd and Lundeen--Concerning the provision of grants for career and technical education capital construction through the "Building Excellent Schools Today Act".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
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<td>Y</td>
<td>Valdez A.</td>
<td>Y</td>
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<td>Catlin</td>
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<td>Valdez D.</td>
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<td>Kennedy</td>
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<td>Y</td>
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<td>Kraft-Tharp</td>
<td>Y</td>
<td>Rich</td>
<td>Y</td>
<td>Wilson</td>
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</table>

Co-sponsor(s) added: Representative(s) Beckman, Bird, Buckner, Buentello, Caraveo, Carver, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Kennedy, Kipp, Lontine, McCluskie, McKean, McLachlan, Melton, Michaelson Jenet, Mullica, Neville, Pelton, Rich, Roberts, Saine, Sandridge, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Williams D., Speaker

HB19-1050 by Representative(s) Titone; also Senator(s) Priola--Concerning the promotion of water-efficient landscaping on property subject to management by local supervisory entities.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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Arndt Y Exum Y Landgraf Y Roberts Y
Baisley N Froelich Y Larson N Saine N
Beckman N Galindo Y Lewis N Sandridge N
Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner N Lontine Y Sirota Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck N Gray Y McKean N Soper N
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver N Humphrey N Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville N Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton N Van Winkle N
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom N Williams D. N
Esgar Y Kraft-Tharp Y Rich Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Buentello, Caraveo, Cutter, Duran, Exum, Galindo, Jaquez Lewis, Kennedy, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sirota, Snyder, Valdez A., Weissman, Speaker

HB19-1060 by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno, Tate--Concerning conforming amendments necessitated by the transfer of certain safety authorities from the department of public health and environment to the department of public safety pursuant to House Bill 12-1268.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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</thead>
<tbody>
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Arndt Y Exum Y Landgraf Y Roberts Y
Baisley Y Froelich Y Larson Y Saine Y
Beckman Y Galindo Y Lewis Y Sandridge Y
Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner Y Lontine Y Sirota Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKean Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
HB19-1036 by Representative(s) Arndt and McClachlan; also
Senator(s) Todd--Concerning annual stipends for certain
nationally certified school professionals.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

HB19-1041 by Representative(s) Buckner; also Senator(s) Rodriguez--
Concerning the prevention of human exposure to surgical
smoke during surgery at certain licensed health care
facilities.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.
HB19-1014 by Representative(s) Singer and Bird; also Senator(s) Ginal--Concerning the retail food establishment inspection process, and, in connection therewith, detailing the process for the suspension of a retail food establishment's license or certification of license.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1077 by Representative(s) Roberts; also Senator(s) Tate and Pettersen--Concerning authorization for a pharmacist to dispense a chronic maintenance drug to a patient without a current prescription in limited circumstances.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

```
YES 64  NO 0  EXCUSED 0  ABSENT 0  VACANCY 1
Arndt Y  Exum Y  Landgraf Y  Roberts Y
Baisley Y  Froelich Y  Larson Y  Saine Y
Beckman Y  Galindo Y  Lewis Y  Sandridge Y
Benavidez Y  Garnett Y  Liston Y  Singer Y
Bird Y  Geitner Y  Lontine Y  Sirota Y
Bockenfeld Y  Gonzalez-Gutierrez Y  McCluskie Y  Snyder Y
Buck Y  Gray Y  McKean Y  Soper Y
Buckner Y  Hansen Y  McLachlan Y  Sullivan Y
Buentello Y  Herod Y  Melton Y  Tipper Y
Caraveo Y  Hooton Y  Michaelson Jenet Y  Titone Y
Carver Y  Humphrey Y  Mullica Y  Valdez A. Y
Catlin Y  Jackson Y  Neville Y  Valdez D. Y
Coleman Y  Jaquez Lewis Y  Pelton Y  Van Y
Cutter Y  Kennedy Y  District 57 Y  Weissman Y
Duran Y  Kipp Y  Ransom Y  Williams Y
Esgar Y  Kraft-Tharp Y  Rich Y  Wilson Y
Speaker Y
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Co-sponsor(s) added: Representative(s) Baisley, Beckman, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Galindo, Garnett, Herod, Hooton, Humphrey, Jackson, Jaquez Lewis, Kennedy, Landgraf, Lewis, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Snyder, Titone, Van Winkle, Weissman, Speaker

**HB19-1044** by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Todd and Coram--Concerning advance behavioral health orders determining the scope of treatment an adult wishes to receive under certain behavioral health circumstances.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

```
YES 64  NO 0  EXCUSED 0  ABSENT 0  VACANCY 1
Arndt Y  Exum Y  Landgraf Y  Roberts Y
Baisley Y  Froelich Y  Larson Y  Saine Y
Beckman Y  Galindo Y  Lewis Y  Sandridge Y
Benavidez Y  Garnett Y  Liston Y  Singer Y
Bird Y  Geitner Y  Lontine Y  Sirota Y
Bockenfeld Y  Gonzalez-Gutierrez Y  McCluskie Y  Snyder Y
Buck Y  Gray Y  McKean Y  Soper Y
Buckner Y  Hansen Y  McLachlan Y  Sullivan Y
Buentello Y  Herod Y  Melton Y  Tipper Y
Caraveo Y  Hooton Y  Michaelson Jenet Y  Titone Y
Carver Y  Humphrey Y  Mullica Y  Valdez A. Y
Catlin Y  Jackson Y  Neville Y  Valdez D. Y
Coleman Y  Jaquez Lewis Y  Pelton Y  Van Winkle Y
Cutter Y  Kennedy Y  District 57 Y  Weissman Y
```
Co-sponsor(s) added: Representative(s) Arndt, Buckner, Buentello, Caraveo, Carver, Coleman, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Jaquez Lewis, Kennedy, Kipp, Larson, Liston, Lontine, Melton, Michaelson Jenet, Mullica, Sandridge, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez D., Wilson, Speaker

HB19-1028 by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.

Laid over until January 30, retaining place on Calendar.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until January 29, retaining place on Calendar:

Consideration of General Orders--HB19-1046, 1001, 1043, 1068, 1070, 1035, 1071, 1042, 1104.

House in recess. House reconvened.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transferred to the Revisor of Statutes:
SB19-018, 024, 035, and 023.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-018, 023, 024, and 035.
without comment, as amended, SB19-006.

INTRODUCTION OF BILLS

First Reading

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

HB19-1139 by Representative(s) Carver--Concerning an American civics course of study option in public schools.

Committee on Education
HB19-1140 by Representative(s) Humphrey, Williams D., Lewis, Buck, Neville, Sandridge, Saine, Pelton, Beckman, Landgraf, Baisley, McKean, Catlin, Ransom, Van Winkle; also Senator(s) Marble, Lundeen--Concerning the establishment of the "Live and Let Live Act" in Colorado.

Committee on State, Veterans, & Military Affairs

HB19-1141 by Representative(s) Beckman, Landgraf, Sandridge, Ransom--Concerning the preservation of the property tax exemption for qualifying seniors and disabled veterans, and, in connection therewith, preserving the exemption of a senior who changes primary residences due to medical necessity and limiting the circumstances in which the amount of the exemption may be reduced.

Committee on State, Veterans, & Military Affairs

HB19-1142 by Representative(s) Ransom and Singer--Concerning creating an option for parents who seek to voluntarily delegate certain parental responsibilities to a safe family for a limited period of time without relinquishing legal custody of their child.

Committee on Public Health Care & Human Services

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 29, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Father Marcus Fryer, Regis University, Denver.

The Speaker called the House to order at 9:00 a.m.


The roll was called with the following result:

Present--60.
Excused--Representative(s) Herod, Mullica, Neville, Singer--4.
Vacancy--1.
Present after roll call--Representative(s) Herod, Mullica, Neville, Singer.

The Speaker declared a quorum present.

On motion of Representative Caraveo, the reading of the journal of January 28, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Jackson, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1001 by Representative(s) Kennedy, Rankin; also Senator(s) Moreno and Rankin--Concerning hospital transparency measures required to analyze the efficacy of hospital delivery system reform incentive payments.
Amendment No. 1, Health & Insurance Report, dated January 16, 2019, and placed in member's bill file; Report also printed in House Journal, January 17, 2019.

Amendment No. 2, by Representative(s) Kennedy.

Amend the Health & Insurance Committee Report, dated January 16, 2019, page 1, strike line 16 and substitute:

"25.5-4-402.8. Hospital expenditure report - definition. (1) As used in this section, "major payer group" includes commercial insurers, Medicare, Medicaid, individuals who self-pay, a financial assistance plan, and the "Colorado Indigent Care Program", established in part 1 of article 3 of this title 25.5.

(2) (a) The state.

Renumber succeeding subsections accordingly.

Page 2, line 4, strike "(2)" and substitute "(3)".

Page 2, line 12, strike "(1)(c)" and substitute "(2)(c)".

Page 2, line 32, strike "(1)(b)(II)(A)" and substitute "(2)(b)(II)(A)".

Page 4, line 17, after "CHANGES;" insert "AND".

Page 4, line 24, strike "(1)(b)" and substitute "(2)(b)".

Amendment No. 3, by Representative(s) Kennedy.

Amend Health & Insurance Committee Report, dated January 16, 2019, page 2, strike lines 2 through 11 and substitute:

"Hospitals with the Enterprise Board. The state department may include information it receives from hospitals in accordance with subsection (1)(b) of this section and that is not otherwise publicly available in the expenditure report and share such information with the Enterprise Board; except that information the state department receives from hospitals in accordance with subsection (1)(b)(III)(N) of this section is confidential, proprietary, contains trade secrets, and is not a public record pursuant to part 2 of article 72 of title 24. The state department shall not include in the expenditure report, share with the Enterprise Board, or otherwise publish or distribute information derived from reports pursuant to subsection (1)(b)(III)(N) of this section, although the state department may share this information if such information has been de-identified and aggregated in a manner to prevent identification of the transaction price of any individual acquisition or affiliation. A hospital shall not be in violation of this section if the hospital makes a good faith effort to comply with the reporting requirements of this section."

Amendment No. 4, by Representative(s) Kennedy.

Amend Health & Insurance Committee Report, dated January 16, 2019,
Amendment No. 5, by Representative(s) Kennedy.

Amend the Health and Insurance Committee Report, dated January 16, 2019, page 2, strike lines 31 through 41 and substitute:

"(B) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1)(b)(II)(A) OF THIS SECTION, IF A HOSPITAL IS OPERATING WITHIN A HEALTH SYSTEM OR OTHER CORPORATE STRUCTURE, AND IS NORMALLY INCLUDED IN THAT HEALTH SYSTEM OR OTHER CORPORATE STRUCTURE'S FINANCIAL STATEMENT, THE HOSPITAL MAY SUBMIT THE HEALTH SYSTEM OR OTHER CORPORATE STRUCTURE'S FINANCIAL STATEMENT IF THE STATEMENT SEPARATELY IDENTIFIES THE FINANCIAL INFORMATION FOR EACH OF THE HEALTH SYSTEM OR OTHER CORPORATE STRUCTURE'S LICENSED HOSPITALS OPERATING IN THIS STATE.".

Page 3, strike lines 1 through 14 and substitute:

"(C) IN LIEU OF AN AUDITED FINANCIAL STATEMENT, EACH HOSPITAL OPERATING WITHIN A HEALTH SYSTEM OR OTHER CORPORATE STRUCTURE THAT DOES NOT PRODUCE AN ANNUAL AUDITED FINANCIAL STATEMENT SPECIFIC TO EACH INDIVIDUAL HOSPITAL, BUT INSTEAD PRODUCES CONSOLIDATED FINANCIAL STATEMENTS, SHALL SUBMIT A RECONCILIATION OF THE CONSOLIDATED FINANCIAL STATEMENT AND HOSPITAL-SPECIFIC REVENUE AND EXPENSES REPORTED ON THE MEDICARE COST REPORT PURSUANT TO THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID SERVICES PROVIDER REIMBURSEMENT MANUAL FORM 339.".

Amendment No. 6, by Representative(s) Kennedy.

Amend Health & Insurance Committee Report, dated January 16, 2019, page 2, strike lines 18 through 20 and substitute "THE INFORMATION DESCRIBED IN SUBSECTIONS (1)(b)(I) AND (1)(b)(II) OF THIS SECTION FOR FISCAL YEARS 2011-12 THROUGH 2018-19 AND THE INFORMATION DESCRIBED IN SUBSECTION (1)(b)(III) OF THIS SECTION FOR THOSE FISCAL YEARS IF SUCH INFORMATION IS AVAILABLE. FOR EACH SUBSEQUENT SUBMISSION, EACH HOSPITAL SHALL PROVIDE THE FOLLOWING INFORMATION TO THE STATE DEPARTMENT:".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1043 by Representative(s) Galindo; also Senator(s) Danielson--Concerning the ability of life care institutions to post a surety bond as a form of required reserve.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1068 by Representative(s) Arndt, Hooton; also Senator(s) Moreno, Zenzinger--Concerning the elimination of the requirement that the state board of health comply with certain statutory requirements concerning the preparation
of operational planning functions as if the state board were
the executive director of the department of public health
and environment.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

**HB19-1070** by Representative(s) Arndt, Hooton, McKean; also
Senator(s) Tate, Moreno, Zenzinger--Concerning the
repeal of statutory provisions requiring the department of
public health and environment to test substances that are
purported to have value in the treatment of cancer.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

**HB19-1042** by Representative(s) Gonzales-Gutierrez--Concerning
expanding the jurisdiction of the courts for certain
vulnerable youth.

Amendment No. 1, Judiciary Report, dated January 24, 2019, and placed
in member's bill file; Report also printed in House Journal, January 24,
2019.

As amended, laid over until later in the day.

**AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**

Representative Beckman moved to amend the Report of the Committee
of the Whole to reverse the action taken by the Committee in not
adopting the following Beckman amendment, to HB 19-1001, to show
that said amendment passed, and that HB 19-1001, as amended, passed.

Amend Health & Insurance Committee Report, dated January 16, 2019,
page 2, after line 20 insert:

"(I) A REPORT THAT INCLUDES THE NUMBER OF BEDS AND DAYS
TAXED PER HOSPITAL PURSUANT TO THE HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY FEE AND WHERE THE MONEY RECEIVED THROUGH
THE FEE IS REDISTRIBUTED. IF THE PROFIT MARGINS FOR THE HOSPITAL ARE
SUCH THAT THEY CAN ABSORB THE HOSPITAL'S EXPENSES, THE
HEALTHCARE AFFORDABILITY AND SUSTAINABILITY FEE SHALL BE
ELIMINATED."

Renumber succeeding subparagraphs accordingly.

The amendment was declared *lost* by the following roll call vote:

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<td>McCluskie</td>
<td>N</td>
<td>Snyder</td>
<td>N</td>
<td></td>
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</tr>
</tbody>
</table>
Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to HB 19-1001, to show that said amendment passed, and that HB 19-1001, as amended, passed.

Amend Health & Insurance Committee Report, dated January 16, 2019, page 6, after line 21 insert:

"(5) ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, EACH HOSPITAL OPERATING IN THIS STATE SHALL INCLUDE ON ALL BILLING AND FINANCIAL STATEMENTS PROVIDED TO A PATIENT THE NAME AND AMOUNT OF THE HEALTHCARE AFFORDABILITY AND SUSTAINABILITY FEE."

The amendment was declared lost by the following roll call vote:

<table>
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<th>EXCUSED</th>
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Representative Buck moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the Buck motion to rerefer HB 19-1001, as amended, to the Health & Insurance Committee, to show that HB 19-1001, as amended, was rereferred to the Health & Insurance Committee.
The amendment was declared **lost** by the following roll call vote:

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<th>NO 41</th>
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<td>N</td>
<td>Larson</td>
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<td>Y</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
</tr>
<tr>
<td>Benavidez</td>
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<td>Garnett</td>
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<td>Geitner</td>
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<tr>
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<td>Gonzales-Gutierrez</td>
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<td>Kennedy</td>
<td>N</td>
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<td>Kraft-Tharp</td>
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<td>Rich</td>
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| Speaker| N     |

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

Passed Second Reading: **HB19-1001 amended, 1043, 1068, 1070.**

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was **adopted.**

<table>
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<th>NO 19</th>
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<td>Y</td>
<td>Kraft-Tharp</td>
<td>Y</td>
<td>Rich</td>
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</tbody>
</table>

| Speaker| Y    |

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House in recess. House reconvened.
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for January 29, 2019 only:

**Business Affairs & Labor**
- Representative Pelton to replace Representative Van Winkle

**Education**
- Representative Landgraf to replace Representative Ransom

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**FINANCE**

After consideration on the merits, the Committee recommends the following:

**HB19-1005** be referred favorably to the Committee on Appropriations.

**HB19-1026** be referred favorably to the Committee on Appropriations.

**HB19-1062** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 3, strike "(3)(a), (3)(b)(I), and (3)(c)(I)" and substitute "(3)(a) and (3)(b)(I)".

Page 2, strike lines 10 through 15 and substitute "EITHER list ALL OR A PORTION OF the campus for sale OR ENTER INTO A CONTRACT TO TRANSFER ALL OR A PORTION OF THE CAMPUS TO A STATE INSTITUTION OF HIGHER EDUCATION, A LOCAL GOVERNMENT, OR A STATE AGENCY THAT IS INTERESTED IN ITS ACQUISITION.".

Page 2, line 22, after "listing" insert "ALL OR A PORTION OF".

Page 2, strike lines 23 through 25 and substitute "ALL OR A PORTION OF THE CAMPUS TO A STATE INSTITUTION OF HIGHER EDUCATION, A LOCAL GOVERNMENT, OR A STATE AGENCY THAT IS INTERESTED IN ITS ACQUISITION.".

Page 3, strike lines 1 through 12.

**HB19-1085** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 5, line 7, strike "support money," and substitute "support money,".

Page 5, strike lines 21 through 23 and substitute "commonly known as nursing homes but shall include rent paid to a public housing authority".
and rent paid for the use of a mobile home or paid on trailer space if paid as a part of a bona fide tenancy."

Page 7, strike lines 21 through 23 and substitute "homes shall not qualify, but rental payments made to a public housing authority or for the use of a mobile home shall qualify if paid as a part of a bona fide tenancy or lease agreement.".

Page 9, line 22, strike "support money," and substitute "support money,".

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1047 be referred to the Committee of the Whole with favorable recommendation.

HB19-1082 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 1, strike line 2.

Page 2, strike lines 1 through 9 and substitute:

"SECTION 1. In Colorado Revised Statutes, amend 37-86-103 as follows:

37-86-103. Extent of right-of-way. Such right-of-way shall extend only to a ditch, dike, cutting, pipeline, or other structure sufficient for the purpose required. UNLESS EXPRESSLY INCONSISTENT WITH THE TERMS UPON WHICH THE RIGHT-OF-WAY WAS CREATED, A DITCH RIGHT-OF-WAY INCLUDES THE RIGHT TO CONSTRUCT, OPERATE, CLEAN, MAINTAIN, REPAIR, AND REPLACE THE DITCH, TO IMPROVE THE EFFICIENCY OF THE DITCH, INCLUDING BY LINING OR PIPING THE DITCH, AND TO ENTER ONTO THE BURDENED PROPERTY FOR SUCH PURPOSES, WITH ACCESS TO THE DITCH BANKS, AS THE EXIGENCE THEN EXISTING MAY REQUIRE, FOR ALL REASONABLE AND NECESSARY PURPOSES RELATED TO THE DITCH."

HB19-1088 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 2, line 3, strike "(2)(e) and (3)(a);" and substitute "(2)(e), (3)(a), and (3)(b)(II);".

Page 2, after line 19 insert:

"(b) Notwithstanding any other provision of this section:

(II) A taxpayer is eligible to claim the credit allowed by this section if he or she performs a preceptorship that lasts a total of not less
than four WORKING weeks OR TWENTY BUSINESS DAYS during the income
tax year in which the credit is claimed and the preceptor is practicing in
his or her primary health care field in a rural or frontier area; and".

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140,
1141, 1142.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transferred to the Revisor
of Statutes:

SB19-083, 082, 081, 080, 029, 046, and 042.
SB19-070 Amended in General Orders as printed in Senate Journal,
SB19-032 Amended in General Orders as printed in Senate Journal,

The Senate has adopted and transmits herewith: SJR19-003.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, SB19-029, 042, 046, 080, 081, 082, and 083.
without comment, as amended, SB19-032 and 070.

House in recess. House reconvened.

INTRODUCTION OF BILLS
First Reading

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

HB19-1143 by Representative(s) Lontine; also Senator(s) Fields and
Priola--Concerning a requirement that a retail food
establishment only provide a single-use plastic beverage
straw to a customer upon request of the customer.
Committee on Energy & Environment

HB19-1144 by Representative(s) Sullivan--Concerning allowing a
court facility dog to accompany a child witness during
testimony in trial proceedings.
Committee on Judiciary
HB19-1145 by Representative(s) Tipper and Jaquez Lewis--
Concerning an exemption for a judgment debtor's primary
residence from a lien arising from a judgment for medical
debt.
Committee on Finance

HB19-1146 by Representative(s) Roberts and McKean--Concerning
the offense of tandem DUI per se.
Committee on Judiciary

HB19-1147 by Representative(s) Snyder, Esgar, Caraveo, Exum,
Michaelson Jenet, Mullica; also Senator(s) Lee--
Concerning revisions to the traumatic brain injury
program.
Committee on Public Health Care & Human Services

HB19-1148 by Representative(s) Herod; also Senator(s) Coram and
Gonzales--Concerning changing the maximum jail
sentence for certain crimes from one year to three hundred
sixty-four days.
Committee on Judiciary

HB19-1149 by Representative(s) Gonzales-Gutierrez; also Senator(s)
Lee--Concerning directing the age of delinquency task
force of the Colorado commission on criminal and juvenile
justice to study serving emerging adults in the juvenile
justice system.
Committee on Judiciary

HB19-1150 by Representative(s) Titone; also Senator(s) Danielson--
Concerning the recreation of the consumer insurance
council as an advisory body to the commissioner of
insurance.
Committee on Health & Insurance

HB19-1151 by Representative(s) Geitner--Concerning scholarships for
children with disabilities.
Committee on State, Veterans, & Military Affairs

HB19-1152 by Representative(s) Herod and Galindo; also Senator(s)
Gonzales--Concerning eliminating the requirement that a
student member of the state student advisory council for
community colleges and occupational education must be
an in-state student for tuition purposes prior to election to
the state student advisory council for community colleges
and occupational education.
Committee on Education

HB19-1153 by Representative(s) McCluskie and Wilson, Roberts; also
Senator(s) Donovan and Rankin--Concerning measures to
enable local district colleges to serve more students.
Committee on Education
Committee on Appropriations

HB19-1154 by Representative(s) Catlin and Mullica; also Senator(s)
Danielson and Coram--Concerning the ability of a person
eligible for prescription drug benefits to choose the
pharmacy at which to fill a prescription drug order.

Committee on Health & Insurance

HB19-1155 by Representative(s) Michaelson Jenet and Carver--Concerning adding certain conduct to the definition of sexual contact.

Committee on Judiciary

HB19-1156 by Representative(s) Neville, Baisley, Buck, Carver, Geitner, Humphrey, Lewis, Pelton, Ransom, Saine, Sandridge, Soper, Van Winkle, Williams D.--Concerning a requirement to provide proof of citizenship to vote.

Committee on State, Veterans, & Military Affairs

HB19-1157 by Representative(s) Liston--Concerning the modification of specific ownership tax rates, and, in connection therewith, requiring additional specific ownership tax revenue generated by the rate modifications to be credited to the highway users tax fund and allocated to the state highway fund, counties, and municipalities in accordance with an existing statutory formula.

Committee on Transportation & Local Government

Committee on Finance

HB19-1158 by Representative(s) Lewis, Williams D., Pelton, Sandridge, Beckman, Larson--Concerning enforcement of the unlawful ownership of a dangerous dog statute.

Committee on Judiciary

HB19-1159 by Representative(s) Jaquez Lewis and Gray; also Senator(s) Danielson--Concerning modifications to the income tax credits for innovative motor vehicles.

Committee on Energy & Environment

Committee on Finance

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until January 30, retaining place on Calendar:

Consideration of General Orders--HB19-1035, 1071, 1104, 1046, 1042 amended.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on January 30, 2019: HB19-1082, 1047, 1062.
On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 30, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Brad Lourvick, Highlands United Methodist Church, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Denise Romero, University of Denver.

The roll was called with the following result:

Present--59.
Excused--Representative(s) Becker, Benavidez, Bird, Saine, Singer--5.
Vacancy--1.

Present after roll call--Representative(s) Becker, Benavidez, Bird, Saine, Singer.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Caraveo, the reading of the journal of January 29, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Michaelson Jenet, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1035 by Representative(s) Rich and Roberts; also Senator(s) Woodward--Concerning an increase in the flexibility to set fees for electrical inspections that are not conducted by the state.
Amendment No. 1, Transportation & Local Government Report, dated January 23, 2019, and placed in member's bill file; Report also printed in House Journal, January 24, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1071** by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno--Concerning the repeal of obsolete provisions regarding water quality control, and, in connection therewith, eliminating the requirement that the state board of health approve a municipality's entrance into a joint operating agreement with an industrial enterprise for work relating to sewerage facilities and clarifying that the board of directors of a water conservancy district must comply with the rules of the water quality control commission concerning the manner in which watercourses of the district are used for waste disposal.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1042** by Representative(s) Gonzales-Gutierrez; also Senator(s) Gonzales--Concerning expanding the jurisdiction of the courts for certain vulnerable youth.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1104** by Representative(s) Ransom; also Senator(s) Lee--Concerning the rights of persons represented by an attorney through the office of the respondent parents' counsel.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1062** by Representative(s) Rich; also Senator(s) Scott--Concerning the Grand Junction regional center campus.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1047 by Representative(s) Buentello--Concerning the authority of a metropolitan district to levy a sales tax for the purpose of providing fire protection in the areas of the district in which the tax is levied.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1082 by Representative(s) Catlin and Valdez D.; also Senator(s) Coram--Concerning the rights of a water rights easement holder.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

On motion of Representative Garnett, consideration of the following bill(s) on the General Orders Calendar was laid over until January 31, retaining place on Calendar: HB19-1046

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1042, to show that said amendment passed, and that HB 19-1042, as amended, passed.

Amend printed bill, page 2, after line 21 insert:

"(II) UNLESS OTHERWISE PROHIBITED BY FEDERAL LAW, THE MINOR DOES NOT HAVE A FELONY CRIMINAL CONVICTION AS AN ADULT IN THIS STATE, EXCLUDING A VIOLATION OF FEDERAL IMMIGRATION LAW, AS DETERMINED BY A SEARCH OF THE COLORADO BUREAU OF INVESTIGATION DATABASE PERFORMED BY THE COURT WITH JURISDICTION IN A CASE INVOLVING AN EXPANDED JURISDICTION GUARDIANSHIP PURSUANT TO THIS SUBSECTION (2.5)."

Renumber succeeding subparagraphs accordingly.

Page 4, after line 18 insert:

"(II) UNLESS OTHERWISE PROHIBITED BY FEDERAL LAW, THE CHILD DOES NOT HAVE A FELONY CRIMINAL CONVICTION AS AN ADULT IN THIS STATE, EXCLUDING A VIOLATION OF FEDERAL IMMIGRATION LAW, AS DETERMINED BY A SEARCH OF THE COLORADO BUREAU OF INVESTIGATION DATABASE PERFORMED BY THE COURT WITH JURISDICTION IN A CASE INVOLVING AN EXPANDED JURISDICTION ALLOCATION OF PARENTAL RIGHTS PURSUANT TO THIS SUBSECTION (1.5)."

Renumber succeeding subparagraphs accordingly.

The amendment was declared lost by the following roll call vote:
Representative McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following McKean amendment, to HB 19-1042, to show that said amendment passed, and that HB 19-1042, as amended, passed.

Amend printed bill, page 3, line 11, strike "ABANDONMENT, ".

Page 5, line 7, strike "ABANDONMENT, ".

The amendment was declared lost by the following roll call vote:

Representative McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following McKean amendment, to HB 19-1042, to show that said amendment passed, and that HB 19-1042, as amended, passed.

Amend printed bill, page 3, line 11, strike "ABANDONMENT, ".

Page 5, line 7, strike "ABANDONMENT, ".

The amendment was declared lost by the following roll call vote:
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<th>NO</th>
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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until January 31, retaining place on Calendar:

Consideration of Third Reading--HB19-1028, 1001, 1043, 1068, 1070.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1057 be postponed indefinitely.

SB19-028 be referred to the Committee of the Whole with favorable recommendation.
EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1066 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 17, after "REQUIREMENTS." insert "NOTHING IN THIS SUBSECTION (4)(a)(III)(B) LIMITS THE RIGHT TO A FREE APPROPRIATE PUBLIC EDUCATION FOR A STUDENT AS PROVIDED BY THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED; THE "EXCEPTIONAL CHILDREN'S EDUCATIONAL ACT", ARTICLE 20 OF THIS TITLE 22; OR ANY OTHER FEDERAL OR STATE LAW OR RULE.".

Page 3, line 3, after "REQUIREMENTS." insert "NOTHING IN THIS SUBSECTION (4)(b)(III)(B) LIMITS THE RIGHT TO A FREE APPROPRIATE PUBLIC EDUCATION FOR A STUDENT AS PROVIDED BY THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED; THE "EXCEPTIONAL CHILDREN'S EDUCATIONAL ACT", ARTICLE 20 OF THIS TITLE 22; OR ANY OTHER FEDERAL OR STATE LAW OR RULE.".

Page 3, line 12, after "REQUIREMENTS." insert "NOTHING IN THIS SUBSECTION (4)(c)(III)(B) LIMITS THE RIGHT TO A FREE APPROPRIATE PUBLIC EDUCATION FOR A STUDENT AS PROVIDED BY THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED; THE "EXCEPTIONAL CHILDREN'S EDUCATIONAL ACT", ARTICLE 20 OF THIS TITLE 22; OR ANY OTHER FEDERAL OR STATE LAW OR RULE.".

HB19-1100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 16, strike "SHALL NOT" and substitute "MAY ONLY".

Page 3, line 21, strike "GRADE." and substitute "GRADE, AFTER PROVIDING PUBLIC NOTICE OF ITS INTENT TO INCLUDE SUCH USE RESTRICTION AND AFTER DISCUSSING THE ISSUE IN PUBLIC AT A REGULARLY SCHEDULED MEETING OF THE BOARD OF EDUCATION.".

Page 4, lines 7 and 8, strike "SHALL NOT" and substitute "MAY ONLY".

Page 4, line 12, strike "GRADE." and substitute "GRADE, AFTER PROVIDING PUBLIC NOTICE OF ITS INTENT TO INCLUDE SUCH USE RESTRICTION AND AFTER DISCUSSING THE ISSUE IN PUBLIC AT A REGULARLY SCHEDULED MEETING OF THE BOARD OF EDUCATION.".
HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1019 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 4 through 20 and substitute:

"12-43-713. Continuing professional competency - rules. On or before March 1, 2020, the board shall adopt rules establishing a continuing professional competency program for registered psychotherapists."

Strike page 3.

Page 4, strike lines 1 through 15.

HB19-1069 be referred favorably to the Committee on Appropriations.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1025 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 27, strike "AN EMPLOYER" and substitute "ON AND AFTER SEPTEMBER 1, 2019, AN EMPLOYER WITH ELEVEN OR MORE EMPLOYEES, AND ON AND AFTER SEPTEMBER 1, 2021, ALL EMPLOYERS".

Page 5, line 8, strike "APPLICATION." and substitute "WRITTEN OR ELECTRONIC APPLICATION FORM.".

Page 5, line 9, strike "CRIMINAL HISTORY" and substitute "PUBLICLY AVAILABLE CRIMINAL BACKGROUND REPORT".

Page 5, line 21, strike "POSITION." and substitute "POSITION, REGARDLESS OF WHETHER THE POSITION IS FOR AN EMPLOYEE OR AN INDEPENDENT CONTRACTOR.".

HB19-1073 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 9, line 22, strike "MARCH 1" and substitute "JULY 30".
SB19-058 be referred to the Committee of the Whole with favorable recommendation.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1081 be postponed indefinitely.

HB19-1101 be postponed indefinitely.

HB19-1111 be postponed indefinitely.

PRINTING REPORT
The Chief Clerk reports the following bills have been correctly printed:
HB19-1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159.

MESSAGE FROM THE SENATE
The Senate has passed on Third Reading and transferred to the Revisor of Statutes:
SB19-009.

MESSAGE(S) FROM THE REVISOR
We herewith transmit:
without comment, SB19-009.

INTRODUCTION OF BILLS
First Reading
The following bills were read by title and referred to the committees indicated:

HB19-1160 by Representative(s) Landgraf and Singer, Pelton, Bockenfeld, Larson, Wilson, McKeen, Catlin, Gonzales-Gutierrez, Mullica; also Senator(s) Gardner--Concerning a mental health facility pilot program.
Committee on Public Health Care & Human Services
Committee on Appropriations
HB19-1161  by Representative(s) Buckner and Wilson; also Senator(s) Todd and Priola--Concerning the creation of the health and wellness through comprehensive quality physical education instruction pilot program.
Committee on Education
Committee on Appropriations

HB19-1162  by Representative(s) Pelton, Bockenfeld--Concerning the extension of the state sales and use tax exemption for farm equipment to equipment and systems used by a farm operation to identify or track food animals.
Committee on Finance
Committee on Appropriations

HB19-1163  by Representative(s) Carver; also Senator(s) Smallwood and Tate--Concerning methods to reduce the regulatory burden on businesses from administrative rules adopted by state agencies.
Committee on Energy & Environment
Committee on Appropriations

HB19-1164  by Representative(s) Singer; also Senator(s) Zenzinger and Priola--Concerning the child tax credit, and, in connection therewith, enacting the "Working Families Tax Credit Act".
Committee on Finance
Committee on Appropriations

HB19-1165  by Representative(s) Pelton, Bockenfeld, Buentello, Arndt; also Senator(s) Donovan and Hisey--Concerning an exemption from property tax for business personal property used to manufacture wind turbines or components of wind turbines at the site where the wind turbines will be placed into service.
Committee on Energy & Environment
Committee on Finance
Committee on Appropriations

HB19-1166  by Representative(s) Singer--Concerning name-based criminal history record checks, and, in connection therewith, requiring certain persons and entities to submit to a name-based criminal history record check as a condition of employment, appointment, registration, licensure, or certification.
Committee on Business Affairs & Labor
Committee on Appropriations

HB19-1167  by Representative(s) Duran and Carver; also Senator(s) Rodriguez--Concerning an authorization for notaries public to perform notarial acts using audio-video communication.
Committee on State, Veterans, & Military Affairs
SB19-018 by Senator(s) Scott and Marble; Todd; also Representative(s) McLachlan and Saine, Buck, Lewis--Concerning the age requirement to drive a commercial vehicle in interstate commerce.

Committee on Transportation & Local Government

SB19-024 by Senator(s) Tate, Moreno, Zenzinger; also Representative(s) Arndt and Hooton, McKean--Concerning the payment of taxes by electronic funds transfers.

Committee on Energy & Environment

SB19-035 by Senator(s) Court; also Representative(s) Benavidez--Concerning enforcement measures available to the department of revenue for the collection of delinquent taxes.

Committee on Finance

SB19-042 by Senator(s) Foote; also Representative(s) Sirota and Arndt--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

Committee on State, Veterans, & Military Affairs

____________________

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and laid over until February 1, 2019 under the rules.

HJR19-1007 by Representative(s) Michaelson Jenet and Carver; also Senator(s) Story and Gardner--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

HJR19-1008 by Representative(s) Exum and Buckner, Coleman, Herod, Jackson, Melton; also Senator(s) Williams A. and Fields--Concerning recognition of African-American veterans.

HJR19-1009 by Representative(s) Weissman and Landgraf; also Senator(s) Court and Crowder--Concerning the recognition and remembrance of military veterans in Colorado who served in the Vietnam War.

HJR19-1010 by Representative(s) Duran and Geitner; also Senator(s) Fields and Hill--Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom.

SJR19-003 by Senator(s) Garcia; also Representative(s) Esgar and Buentello, Valdez D.--Concerning the fifty-first anniversary of the capture of the U.S.S. Pueblo by North Korea.

____________________
On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 4, 2019: HB19-1046, 1019, 1066, 1100, SB19-028, 058.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., January 31, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Gabrielle and Mari Price, Hackberry Hill Elementary, Arvada.

The roll was called with the following result:

Present--59.

Excused--Representative(s) Exum, Jackson, Mullica, Soper, Valedez A.--5.

Vacancy--1.

Present after roll call--Representative(s) Mullica, Soper, Valdez A.

The Speaker declared a quorum present.

On motion of Representative Caraveo, the reading of the journal of January 30, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1028 by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.

Laid over until February 1, retaining place on Calendar.

HB19-1001 by Representative(s) Kennedy, Rankin; also Senator(s) Moreno and Rankin--Concerning hospital transparency measures required to analyze the efficacy of hospital delivery system reform incentive payments.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<tbody>
<tr>
<td>Arndt Y</td>
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<td>Larson</td>
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<td>Y</td>
<td>Lewis</td>
<td>N</td>
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<tr>
<td>Benavidez Y</td>
<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
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<td>Bird Y</td>
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<td>Y</td>
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<td>Y</td>
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<td>Esgar Y</td>
<td>Kraft-Tharp</td>
<td>Y</td>
<td>Rich</td>
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<td>Speaker Y</td>
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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Caraveo, Coleman, Cutter, Duran, Esgar, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, Melton, Michaelson Jenet, Roberts, Singer, Sirota, Snyder, Tipper, Weissman, Speaker

HB19-1043 by Representative(s) Galindo; also Senator(s) Danielson--Concerning the ability of life care institutions to post a surety bond as a form of required reserve.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<td>Caraveo Y</td>
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<tr>
<td>Duran Y</td>
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<td>Y</td>
<td>Ransom</td>
<td>Y</td>
</tr>
</tbody>
</table>
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

Co-sponsor(s) added: Representative(s) Buentello, Carver, Galindo, Liston

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>61</th>
<th>NO</th>
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<td>Landgraf</td>
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</table>
HB19-1035 by Representative(s) Rich and Roberts; also Senator(s) Woodward--Concerning an increase in the flexibility to set fees for electrical inspections that are not conducted by the state.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<th>VACANCY</th>
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<td>60</td>
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Co-sponsor(s) added: Representative(s) Arndt, Beckman, Buentello, Galindo, Jaquez Lewis, Kipp, Liston, McCluskie, McLachlan, Soper, Titone, Valdez D.

HB19-1071 by Representative(s) McKean, Arndt, Hooton; also Senator(s) Zenzinger, Moreno--Concerning the repeal of obsolete provisions regarding water quality control, and, in connection therewith, eliminating the requirement that the state board of health approve a municipality's entrance into a joint operating agreement with an industrial enterprise for work relating to sewerage facilities and clarifying that the board of directors of a water conservancy district must comply with the rules of the
water quality control commission concerning the manner
in which watercourses of the district are used for waste
disposal.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Bockenfeld, Buentello, Duran, Galindo,
Gray, Snyder, Titone, Valdez D.

HB19-1042 by Representative(s) Gonzales-Gutierrez; also Senator(s)
Gonzales--Concerning expanding the jurisdiction of the
courts for certain vulnerable youth.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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<tr>
<td>Arndt Y</td>
<td>Exum E</td>
<td>Landgraf N</td>
<td>Roberts Y</td>
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<td>Baisley N</td>
<td>Froelich Y</td>
<td>Larson N</td>
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<td>Beckman N</td>
<td>Galindo Y</td>
<td>Lewis N</td>
<td>Sandridge N</td>
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<tr>
<td>Benavidez Y</td>
<td>Garnett Y</td>
<td>Liston N</td>
<td>Singer Y</td>
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<tr>
<td>Bird Y</td>
<td>Geitner N</td>
<td>Lontine Y</td>
<td>Sirota Y</td>
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<tr>
<td>Bockenfeld N</td>
<td>Gonzales-Gutierrez Y</td>
<td>McCluskie Y</td>
<td>Snyder Y</td>
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<td>Buck N</td>
<td>Gray Y</td>
<td>McKeen N</td>
<td>Soper N</td>
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<tr>
<td>Buckner Y</td>
<td>Hansen Y</td>
<td>McLachlan Y</td>
<td>Sullivan Y</td>
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<td>Buentello Y</td>
<td>Herod Y</td>
<td>Melton Y</td>
<td>Tipper Y</td>
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<td>Caraveo Y</td>
<td>Hooton Y</td>
<td>Michaelson Jenet Y</td>
<td>Titone Y</td>
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<td>Carver N</td>
<td>Humphrey N</td>
<td>Mullica Y</td>
<td>Valdez A. Y</td>
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<tr>
<td>Catlin N</td>
<td>Jackson E</td>
<td>Neville N</td>
<td>Valdez D. Y</td>
<td></td>
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<tr>
<td>Coleman Y</td>
<td>Jaquez Lewis Y</td>
<td>Pelton N</td>
<td>Van Winkle N</td>
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<tr>
<td>Cutter Y</td>
<td>Kennedy Y</td>
<td>District 57 Y</td>
<td>Weissman Y</td>
<td></td>
</tr>
<tr>
<td>Duran Y</td>
<td>Kipp Y</td>
<td>Ransom N</td>
<td>Williams D. N</td>
<td></td>
</tr>
</tbody>
</table>
HB19-1104 by Representative(s) Ransom; also Senator(s) Lee--
Concerning the rights of persons represented by an
attorney through the office of the respondent parents' counsel.

The question being "Shall the bill pass?"
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES 62</th>
<th>NO 0</th>
<th>EXCUSED 2</th>
<th>ABSENT 0</th>
<th>VACANCY 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>E</td>
<td>Landgraf</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
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<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
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<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
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<tr>
<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
</tr>
<tr>
<td>Bockenfeld</td>
<td>Y</td>
<td>Gonzales-Gutierrez</td>
<td>Y</td>
<td>McCluskie</td>
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<tr>
<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>Y</td>
<td>McKean</td>
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<td>Buckner</td>
<td>Y</td>
<td>Hansen</td>
<td>Y</td>
<td>McLachlan</td>
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<td>Buentello</td>
<td>Y</td>
<td>Herod</td>
<td>Y</td>
<td>Melton</td>
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<tr>
<td>Caraveo</td>
<td>Y</td>
<td>Hooton</td>
<td>Y</td>
<td>Michaelson Jenet</td>
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<tr>
<td>Carver</td>
<td>Y</td>
<td>Humphrey</td>
<td>Y</td>
<td>Mullica</td>
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<td>Catlin</td>
<td>Y</td>
<td>Jackson</td>
<td>E</td>
<td>Neville</td>
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<td>Coleman</td>
<td>Y</td>
<td>Jaquez Lewis</td>
<td>Y</td>
<td>Pelton</td>
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<tr>
<td>Cutter</td>
<td>Y</td>
<td>Kennedy</td>
<td>Y</td>
<td>District 57</td>
</tr>
<tr>
<td>Duran</td>
<td>Y</td>
<td>Kipp</td>
<td>Y</td>
<td>Ransom</td>
</tr>
<tr>
<td>Esgar</td>
<td>Y</td>
<td>Kraft-Tharp</td>
<td>Y</td>
<td>Rich</td>
</tr>
<tr>
<td>Speaker</td>
<td>N</td>
<td>N</td>
<td>N</td>
<td>N Speaker</td>
</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buentello, Galindo, Snyder, Soper, Titone

HB19-1062 by Representative(s) Rich; also Senator(s) Scott, Coram--
Concerning the Grand Junction regional center campus.

The question being "Shall the bill pass?"
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES 60</th>
<th>NO 2</th>
<th>EXCUSED 2</th>
<th>ABSENT 0</th>
<th>VACANCY 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>E</td>
<td>Landgraf</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
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<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
</tr>
<tr>
<td>Benavidez</td>
<td>N</td>
<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
</tr>
<tr>
<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
</tr>
<tr>
<td>Bockenfeld</td>
<td>Y</td>
<td>Gonzales-Gutierrez</td>
<td>Y</td>
<td>McCluskie</td>
</tr>
<tr>
<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>Y</td>
<td>McKean</td>
</tr>
<tr>
<td>Buckner</td>
<td>Y</td>
<td>Hansen</td>
<td>Y</td>
<td>McLachlan</td>
</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buentello, Galindo, Snyder, Soper, Titone
HB19-1047  by Representative(s) Buentello; also Senator(s) Danielson--Concerning the authority of a metropolitan district to levy a sales tax for the purpose of providing fire protection in the areas of the district in which the tax is levied.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

```
YES    44          NO    18          EXCUSED    2          ABSENT    0          VACANCY    1
Arndt Y Exum E Landgraf Y Roberts Y
Baisley N Froelich Y Larson N Saine N
Beckman N Galindo Y Lewis N Sandridge N
Benavidez Y Garnett Y Liston N Singer Y
Bird Y Geitner N Lontine Y Sirota Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck N Gray Y McKeen Y Soper N
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver N Humphrey N Mullica Y Valdez A. Y
Catlin Y Jackson E Neville N Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle N
Cutter Y Kennedy Y District 57 V Weissman Y
Duran Y Kipp Y Ransom Y Williams D. N
Esgar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Cutter, Duran, Esgar, Galindo, Gonzales-Gutierrez, Gray, Jaquez Lewis, Kennedy, Melton, Michaelson Jenet, Mullica, Pelton, Speaker
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HB19-1082  by Representative(s) Catlin and Valdez D.; also Senator(s) Coram--Concerning the rights of a water rights easement holder.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
YES 50  NO 12  EXCUSED 2  ABSENT 0  VACANCY 1
Arndt Y  Exum E  Landgraf Y  Roberts Y
Baisley N  Froelich Y  Larson Y  Saine N
Beckman Y  Galindo Y  Lewis N  Sandridge N
Benavidez Y  Garnett Y  Liston Y  Singer Y
Bird Y  Geitner N  Lontine Y  Sirota Y
Bockenfeld N  Gonzales-Gutierrez Y  McCluskie Y  Snyder Y
Buck N  Gray Y  McLean Y  Soper Y
Buckner Y  Hansen Y  McLachlan Y  Sullivan Y
Buentello Y  Herod Y  Melton Y  Tipper Y
Caraveo Y  Hooton Y  Michaelson Jenet Y  Titone Y
Carver Y  Humphrey N  Mullica Y  Valdez A. Y
Catlin Y  Jackson E  Neville N  Valdez D. Y
Coleman Y  Jaquez Lewis Y  Pelton Y  Van Winkle Y
Cutter Y  Kennedy Y  District 57 Y  Weissman Y
Duran Y  Kipp Y  Ransom N  Williams D. N
Esgar Y  Kraft-Tharp Y  Rich N  Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Buckner, Buentello, Cutter, Duran, Esgar, Galindo, McCluskie, McLachlan, Michaelson Jenet, Roberts, Soper, Titone, Speaker

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for January 31, 2019 only:

Education
Representative Bird to replace Representative McLachlan
Representative Froelich to replace Representative Exum

Energy & Environment
Representative Cutter to replace Representative Jackson

Finance
Representative Mullica to replace Representative Tipper

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the following:

**HB19-1040** be postponed indefinitely.

**HB19-1107** be referred favorably to the Committee on Appropriations.
HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1032 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 21, strike "one of only seven states" and substitute "the only state".
Page 8, line 9, after "VOLUNTARY," insert "CONTINUOUS, ".
Page 8, line 25, after "ANY" insert "SINGLE".
Page 11, strike lines 6 through 8 and substitute:
"(IV) HOW TO AVOID PURSUING A SEXUAL ENCOUNTER WITH A PERSON OR PERSUADING A PERSON TO PARTICIPATE IN A SEXUAL ENCOUNTER WHEN THAT PERSON HAS NOT PROVIDED CONSENT OR HAS WITHDRAWN CONSENT; AND ".
Page 11, strike line 14 and substitute "DECISION-MAKING, IMPACT SEXUAL HEALTH, AND FACILITATE INCIDENCES OF GENDER-BASED VIOLENCE, INCLUDING THE DELIBERATE USE OF ALCOHOL AND DRUGS TO PERPETRATE SEXUAL VIOLENCE;".
Page 11, line 26, strike "AND PARENTING." and substitute "PARENTING, AND INFORMATION CONCERNING SECTIONS 18-6-401 (9) AND 19-3-304.5, OR ANY SUCCESSOR LAWS, REFERRED TO GENERALLY AS "SAFE HAVEN LAWS.".
Page 13, line 18, strike "HUMAN SEXUALITY INSTRUCTION." and substitute "COMPREHENSIVE HUMAN SEXUALITY EDUCATION.".
Page 21, strike lines 8 through 11 and substitute "MEMBERSHIP OF THE OVERSIGHT ENTITY SHALL AT ALL TIMES REPRESENT DIVERSE COMMUNITY PERSPECTIVE AND MAKE AN EFFORT TO INCLUDE COMMITTEE MEMBERS WHO ARE DIVERSE WITH REGARDS TO DISABILITY, RACE, CREEED, COLOR, GENDER, GENDER ".
Page 21, line 13, strike "OR AGE." and substitute "AGE, ENGLISH PROFICIENCY, INCOME, AND GEOGRAPHIC REGION OF THE STATE, INCLUDING BOTH URBAN AND RURAL AREAS.".
Page 21, after line 13, insert:
"(1.7) THE PARENT REPRESENTATIVE AND YOUTH REPRESENTATIVE DESCRIBED IN SUBSECTIONS (1)(e) AND (1)(f) OF THIS SECTION ARE ENTITLED TO RECEIVE REIMBURSEMENT FOR NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THE MEMBER'S DUTIES, INCLUDING DEPENDENT OR ATTENDANT CARE.".
TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

**HB19-1034** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, strike lines 18 and 19 and substitute "SECTION IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION".

**HB19-1072** be postponed indefinitely.

____________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167.

____________________

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transferred to the Revisor of Statutes:


____________________

MESSAGE(S) FROM THE REVISOR

We herewith transmit: without comment, as amended, **SB19-025**.

____________________

INTRODUCTION OF BILLS

First Reading

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

**SB19-006** by Senator(s) Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning an electronic sales and use tax simplification system, and, in connection therewith, requiring the office of information technology to conduct a sourcing method for the development of the system and requiring the department of revenue to establish the implementation of the system for the acceptance of returns and processing of payments for the sales and use tax levied by the state and any local taxing jurisdictions.

Committee on Finance
SB19-023 by Senator(s) Tate and Fenberg; also Representative(s) Kraft-Tharp and McKean--Concerning exemptions from the securities laws for cryptocurrencies, and, in connection therewith, enacting the "Colorado Digital Token Act".

Committee on Business Affairs & Labor

SB19-029 by Senator(s) Crowder; also Representative(s) Landgraf--Concerning the Colorado income tax liability of an individual in active duty military service.

Committee on State, Veterans, & Military Affairs

Committee on Finance

SB19-032 by Senator(s) Scott; also Representative(s) McCluskie--Concerning the routing of hazardous materials being transported on the roadways of the state.

Committee on Transportation & Local Government

SB19-046 by Senator(s) Tate, Moreno, Zenzinger; also Representative(s) Arndt, Hooton, McKeon--Concerning an amendment to the definition of "appraisal management company" to align with the definition in federal law.

Committee on Business Affairs & Labor

SB19-070 by Senator(s) Tate, Moreno, Zenzinger; also Representative(s) Arndt, Hooton, McKeon--Concerning an update to statutory language authorizing the department of natural resources to receive donations to be credited to the Colorado natural resources foundation fund.

Committee on Energy & Environment

SB19-080 by Senator(s) Zenzinger, Moreno; also Representative(s) Arndt, Hooton, McKeon--Concerning eliminating the authority of the state board of health to adopt rules establishing standards to ensure that certain entities are prepared for an emergency epidemic.

Committee on Energy & Environment

SB19-081 by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt--Concerning the repeal of the "Colorado Cancer Drug Repository Act".

Committee on Public Health Care & Human Services

SB19-082 by Senator(s) Moreno, Tate, Zenzinger; also Representative(s) McKeon, Arndt, Hooton--Concerning clarification that the state board of health has no authority over money allocated to the department of public health and environment.

Committee on Energy & Environment
SB19-083 by Senator(s) Zenzinger, Moreno; also Representative(s) McKean, Hooton--Concerning the repeal of obsolete provisions regarding air quality control, and, in connection therewith, eliminating the requirement that the state board of health supervise certain air quality control programs and removing statutory provisions relating to the air pollution variance board and the air quality hearings board.

Committee on Energy & Environment

On motion of Representative Michaelson Jenet, the House adjourned until 9:00 a.m., February 1, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIlyN EDDINS,
Chief Clerk
Prayer by Colonel Paul Franz, Chaplain.

The Speaker called the House to order at 9:00 a.m.

The colors were presented by the Civil Air Patrol Cadet Color Guard

The National Anthem was sung by Sergeant David Morril.

Pledge of Allegiance led by Cadet 2nd Lieutenant Tristan Poseley, Civil Air Patrol.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Jackson, McLachlan, Soper--3.
Vacancy--1.
Present after roll call--Representative(s) Soper.

The Speaker declared a quorum present.

On motion of Representative Caraveo, the reading of the journal of January 31, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

CONSIDERATION OF RESOLUTION(S)

On motion of Representative Garnett the following resolutions were read at length:

**HJR19-1007** by Representative(s) Michaelson Jenet and Carver; also Senator(s) Story and Gardner--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

(Printed and placed in members' files.)

On motion of Representative Carver, the resolution was **adopted** by **viva voce** vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Catlin, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett,
After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Senators to speak.

House in recess. House reconvened.

SJR19-003 by Senator(s) Garcia; also Representative(s) Esgar and Buentello, Valdez D.--Concerning the fifty-first anniversary of the capture of the U.S.S. Pueblo by North Korea.

(Printed and placed in members' files.)

On motion of Representative Esgar, the resolution was adopted by viva voce vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Larson, Lewis, Liston, Lontine, McCluskie, McKean, Melton, Mullica, Neville, Pelton, Ransom, Rich, Roberts, Saine, Sandridge, Singer, Sirota, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Williams D., Wilson, Speaker

After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Senators to speak.

House in recess. House reconvened.

HJR19-1008 by Representative(s) Exum and Buckner, Coleman, Herod, Jackson, Melton; also Senator(s) Williams A. and Fields--Concerning recognition of African-American veterans.

(Printed and placed in members' files.)

On motion of Representative Buckner, the resolution was adopted by viva voce vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buentello, Caraveo, Carver, Catlin, Cutter, Duran, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Larson, Lewis, Liston, Lontine, McCluskie, McKean, Michaelson Jenet, Mullica, Neville, Pelton, Ransom,

After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Senators to speak.

House in recess. House reconvened.

HJR19-1009 by Representative(s) Weissman and Landgraf; also Senator(s) Court and Crowder--Concerning the recognition and remembrance of military veterans in Colorado who served in the Vietnam War.

(Printed and placed in members' files.)

On motion of Representative Weissman, the resolution was adopted by viva voce vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Larson, Lewis, Liston, Lontine, McCluskie, McKean, Melton, Michaelson Jenet, Mullica, Neville, Pelton, Ransom, Rich, Roberts, Saine, Sandridge, Singer, Sirotta, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Williams D., Wilson, Speaker

After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Senators to speak.

House in recess. House reconvened.

HJR19-1010 by Representative(s) Duran and Geitner; also Senator(s) Fields and Hill--Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom.

(Printed and placed in members' files.)

On motion of Representative Duran, the resolution was adopted by viva voce vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter, Esgar, Exum, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Larson, Lewis, Liston, Lontine, McCluskie, McKean, Melton, Michaelson Jenet, Mullica, Neville, Pelton, Ransom, Rich, Roberts, Saine, Sandridge, Singer, Sirotta, Snyder, Soper,
After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Senators to speak.

House in recess. House reconvened.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 1, 2019 only:

**Health & Insurance**
- Representative Bird to replace Representative Buckner
- Representative Hooton to replace Representative Jackson
- Representative Kennedy to replace Representative Titone
- Representative Ransom to replace Representative Baisley
- Representative Larson to replace Representative Soper

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**EDUCATION**
After consideration on the merits, the Committee recommends the following:

**HB19-1016** be postponed indefinitely.

**HB19-1024** be referred favorably to the Committee on Appropriations.

**ENERGY & ENVIRONMENT**
After consideration on the merits, the Committee recommends the following:

**SB19-045** be referred to the Committee of the Whole with favorable recommendation.

**FINANCE**
After consideration on the merits, the Committee recommends the following:

**HB19-1058** be postponed indefinitely.
RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1074  be postponed indefinitely.

HB19-1080  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 4, strike "an" and substitute "a permanent".

Page 2, line 9, strike "AN" and substitute "A PERMANENT".

Page 2, line 14, strike "HAVE" and substitute "HAVE, AS THE RESULT OF AN INJURY RECEIVED WHILE PERFORMING OFFICIAL DUTIES OR AN OCCUPATIONAL DISEASE ARISING OUT OF AND IN THE COURSE OF PERFORMING OFFICIAL DUTIES, ".

Page 2, line 15, strike "AN" and substitute "A PERMANENT" and strike "31-31-801 (3)," and substitute "31-31-801 (3.2),".

Page 2, line 19, strike the second "HAS" and substitute "HAS, AS THE RESULT OF AN INJURY RECEIVED WHILE PERFORMING OFFICIAL DUTIES OR AN OCCUPATIONAL DISEASE ARISING OUT OF AND IN THE COURSE OF PERFORMING OFFICIAL DUTIES, ".

Page 2, line 20, strike "31-31-801 (3)." and substitute "31-31-801 (3.2).".

Strike "AN OCCUPATIONAL DISABILITY" and substitute "A PERMANENT OCCUPATIONAL DISABILITY" on: Page 2, lines 6, 19 and 20, and 24 and 25; and Page 3, lines 8 and 9, 13 and 14, and 19.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1079  be postponed indefinitely.

HB19-1108  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 5, line 19, after "(1)" insert "(a)".

Page 6, strike lines 4 through 6 and substitute:

"REGISTRATION.

(b) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THIS SECTION ONLY APPLIES TO A SPECIAL DISTRICT WHOSE:
(I) BOARD OF DIRECTORS, BY RESOLUTION AT A PUBLIC HEARING, PERMITS AN".

Page 6, strike line 9 and substitute:

"REQUIREMENTS OF THIS SECTION; AND

(II) REGULAR SPECIAL DISTRICT ELECTION IS NOT CONDUCTED AS PART OF A COORDINATED ELECTION WITHIN THE MEANING OF SECTION 1-1-104 (6.5)."

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until February 4, retaining place on Calendar:

Consideration of Third Reading--HB19-1028.

House in recess. House reconvened.

INTRODUCTION OF BILLS

First Reading

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

HB19-1168 by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Committee on Health & Insurance

SB19-009 by Senator(s) Todd, Coram; also Representative(s) McLachlan and Wilson--Concerning providing financial incentives for educators to work in rural areas.

Committee on Education

Committee on Appropriations

On motion of Representative Garnett, the House adjourned until 10:00 a.m., February 4, 2019.

Approved:

KC Becker,
Speaker

Attest:

Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Amanda Henderson, Interfaith Alliance of Colorado, Imam Muhanmmad Kolila, Downtown Denver Islamic Center, Rabbi Evette Lutman, Congregation B’nai Havurah, Denver.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Arlo Chavda, Steele Elementary School, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Carver, Titone--2.
Vacancy--1.
Present after roll call--Representative(s) Titone.

The Speaker declared a quorum present.

On motion of Representative Cutter, the reading of the journal of February 1, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Roberts, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-028   by Senator(s) Holbert and Bridges; also Representative(s) McKean and McCluskie--Concerning the authority of
licensing authorities to continue to issue certain fermented malt beverage retail licenses in rural areas.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1066  by Representative(s) Buentello and Kipp; also Senator(s) Foote--Concerning counting a student who is enrolled in special education services in the graduation rate in the school year in which the student completes the minimum graduation requirements.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1046  by Representative(s) Williams D.--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated January 16, 2019, and placed in member's bill file; Report also printed in House Journal, January 17, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

(For change in action, see Amendments to Report, page 189.)

HB19-1100  by Representative(s) Geitner--Concerning prohibiting a school district board of education from including a use restriction on certain transactions involving the school district's property that would restrict the property from being used as a school for any grade from preschool through the twelfth grade.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1019  by Representative(s) Coleman; also Senator(s) Williams A.--Concerning continuing professional competency requirements for psychotherapists.

Laid over until February 12, retaining place on Calendar.
SB19-058 by Senator(s) Lee, Gardner; also Representative(s) Herod--Concerning the enactment of the Colorado Revised Statutes 2018 as the positive and statutory law of the state of Colorado.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1034 by Representative(s) Sullivan and Esgar; also Senator(s) Danielson--Concerning a requirement that a common carrier engaged in the transportation of property by railroad have at least two crew members aboard a freight train while the freight train is moving.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

_______________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1046, to show that said amendment passed, and that HB 19-1046, as amended, passed.

Amend printed bill, page 2, line 12, strike "THE MAJOR".

Page 2, line 19, strike "MAJOR".

Page 3, line 1, strike "MAJOR".

Page 3, line 2, strike "MAJOR".

Page 3, line 7, strike "MAJOR POLITICAL" and substitute "POLITICAL".

The amendment was declared passed by the following roll call vote:

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</table>
Representative Van Winkle moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Van Winkle amendment, to HB 19-1046, to show that said amendment passed, and that HB 19-1046, as amended, passed.

Strike the State, Veterans, & Military Affairs Committee Report, dated January 15, 2019, and substitute:

"Amend printed bill, page 3, strike lines 7 through 10.".

The amendment was declared lost by the following roll call vote:

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Representative Van Winkle moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Van Winkle amendment, to HB 19-1046, to show that said amendment passed, and that HB 19-1046, as amended, passed.

Amend printed bill, page 3, after line 6 insert:

"(c) The Secretary of State shall:
(I) Make information about the provisions of this subsection (7) available to voters on the Secretary of State’s website; and
(II) Notify, in writing, the Chair of each major political party about the provisions of this subsection (7) once every two years."

Reletter succeeding paragraph accordingly.
The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

<table>
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</table>
MESSAGE FROM THE SENATE

The Senate has adopted and transmits herewith: SJR19-004.

INTRODUCTION AND CONSIDERATION OF RESOLUTION

On motion of Representative Garnett, the rules were suspended and the following resolution was given immediate consideration.

SJR19-004 by Senator(s) Sonnenberg and Fields; also Representative(s) Valdez D. and Pelton--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

(Printed and placed in members' files).

On motion of Representative Valdez D., the resolution was adopted by viva voce vote.


LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until February 5, retaining place on Calendar:

Consideration of Third Reading--HB19-1028.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

HB19-1033 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 3, after line 11 insert:

"SECTION 3. In Colorado Revised Statutes, add article 30 to title 29 as follows:

ARTICLE 30
Regulation of Cigarettes, Tobacco Products, and Nicotine Products

29-30-101. Regulation of cigarettes, tobacco products, and nicotine products. The city council of a statutory or home rule city or the town council of a statutory town may adopt an ordinance to regulate the possession or purchasing of cigarettes, tobacco products, or nicotine products, as defined in section 18-13-121 (5), by a minor or to regulate the sale of cigarettes, tobacco products, or nicotine products to minors."

Renumber succeeding sections accordingly.

Page 4, line 22, after the period add "FOR ANY CITY, TOWN, OR COUNTY THAT WAS PREVIOUSLY DISQUALIFIED FROM THE APPORTIONMENT SET FORTH IN THIS SUBSECTION (1)(a)(II)(A) BY REASON OF IMPOSING A FEE, LICENSE, OR TAX RELATED TO THE SALE OF CIGARETTES, THE CITY, TOWN, OR COUNTY IS ELIGIBLE FOR ANY ALLOCATION OF MONEY THAT IS BASED ON AN APPORTIONMENT MADE ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (1)(a)(II)(A), AS AMENDED, BUT NOT FOR AN ALLOCATION OF MONEY THAT IS BASED ON AN APPORTIONMENT MADE BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (1)(a)(II)(A), AS AMENDED.".

Page 5, line 1, strike "CITY, TOWN," and substitute "STATUTORY OR HOME RULE MUNICIPALITY, ".

Page 6, line 19, strike "AND ENFORCEMENT" and substitute "ENFORCEMENT, AND ADMINISTRATION".

Page 7, line 15, strike "AND ENFORCES" and substitute "ENFORCES, AND ADMINISTS".

Page 7, after line 25 insert:

"(4) (a) Each municipality in the state is authorized to levy, collect, enforce, and administer a municipal special sales tax upon all sales of cigarettes, tobacco products, or nicotine products.

(b) A special sales tax shall not be levied pursuant to subsection (4)(a) of this section until the proposal has been referred to and approved by the eligible electors of the municipality in accordance with article 10 of title 31. Any proposal for the levy of a special sales tax in accordance with subsection (4)(a) of this section must be submitted to the eligible electors of the municipality on the date of the state general election, on the first Tuesday in November of an odd-numbered year, or on the date of a municipal biennial election. Any election on the proposal must be conducted by the clerk of the municipality in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31.

(5) If a county or municipality obtained approval from the eligible electors of the county or municipality prior to the
EFFECTIVE DATE OF THIS SUBSECTION (5), TO LEVY, COLLECT, ENFORCE, AND ADMINISTER A SPECIAL SALES TAX ON THE SALE OF CIGARETTES, TOBACCO PRODUCTS, OR NICOTINE PRODUCTS, THE SPECIAL SALES TAX IS VALID AND THE COUNTY OR MUNICIPALITY IS AUTHORIZED TO CONTINUE TO LEVY, COLLECT, ENFORCE, AND ADMINISTER THE SPECIAL SALES TAX; EXCEPT THAT, IN THE CASE OF A COUNTY, THE COUNTY IS AUTHORIZED TO CONTINUE TO LEVY, COLLECT, ENFORCE, AND ADMINISTER THE SPECIAL SALES TAX SO LONG AS THE COUNTY COMPLIES WITH SUBSECTION (2) OF THIS SECTION. IF A COUNTY LEVIES, COLLECTS, ENFORCES, AND ADMINISTERS A SPECIAL SALES TAX IN A MUNICIPALITY THAT HAS ALREADY OBTAINED VOTER APPROVAL TO LEVY A MUNICIPAL SPECIAL SALES TAX ON THE SALE OF CIGARETTES, TOBACCO PRODUCTS, OR NICOTINE PRODUCTS, THE COUNTY SPECIAL SALES TAX IS INVALID WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY UNLESS THE COUNTY ENTERS INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE MUNICIPALITY PURSUANT TO SUBSECTION (3) OF THIS SECTION THAT AUTHORIZES THE COUNTY TO CONTINUE TO LEVY, COLLECT, ENFORCE, AND ADMINISTER THE SPECIAL SALES TAX ON CIGARETTES, TOBACCO PRODUCTS, OR NICOTINE PRODUCTS WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY."

Renumber succeeding subsections accordingly.

Page 8, line 12, strike "(4)(b)." and substitute "(6)(b).".

Page 9, after line 2 insert:

"SECTION 7. In Colorado Revised Statutes, amend 39-28.5-109 as follows:

39-28.5-109. Taxation by cities and towns. No provision of this article shall be construed to prevent any statutory or home rule municipality, county, or city and county from imposing, levying, and collecting any special sales tax upon sales of cigarettes, tobacco products, or nicotine products, as that term is defined in section 18-13-121 (5), or upon the occupation or privilege of selling such cigarettes, tobacco products, or nicotine products, by any city or town in this state, nor shall the provisions of this article be interpreted to affect any existing authority of local governments to impose a special sales tax on cigarettes, tobacco products, or nicotine products, in accordance with section 39-28-112, to be used for local and municipal governmental purposes.

SECTION 8. Effective date. This act takes effect July 1, 2019.".

Renumber succeeding section accordingly.

Strike "AND ENFORCE" and substitute "ENFORCE, AND ADMINISTER" on Page 5, lines 12, 15, and 19; Page 6, lines 7 and 8, and 11; and Page 7, lines 1 and 23.
PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

**HB19-1063** be referred to the Committee of the Whole with favorable recommendation.

**HB19-1109** be referred to the Committee of the Whole with favorable recommendation.

------------

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed: **HB19-1168**.

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SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: **SJR19-003, 004**.

------------

MESSAGE FROM THE SENATE

The Senate has adopted and returns herewith: HJR19-1005, 1007, 1008, 1009, and 1010.

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INTRODUCTION OF BILLS

First Reading

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

**HB19-1169** by Representative(s) Arndt; also Senator(s) Cooke--Concerning the authority to hold a person in a mental health crisis through the provisions of the mental health involuntary transportation hold until the initial evaluation at the receiving facility is completed.

Committee on Public Health Care & Human Services

**SB19-025** by Senator(s) Smallwood; also Representative(s) Hooton--Concerning providing information to public school students regarding laws that provide for the safe abandonment of newborn children.

Committee on Health & Insurance

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 5, 2019: **HB19-1063, 1109, 1033**.
On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 5, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Father Everson, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Eleanor Coates, McAuliffe at Manual Middle School, Denver.

The roll was called with the following result:

Present--59.
Excused--Representative(s) Benavidez, Exum, McCluskie, Michaelson Jenet, Singer--5.
Vacancy--1.

Present after roll call--Representative(s) Benavidez, Exum, Singer.

The Speaker declared a quorum present.

On motion of Representative Cutter, the reading of the journal of February 4, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 5, 2019 only:

Education
   Representative Landgraf to replace Representative Ransom
   Representative Kipp to replace Representative Michaelson Jenet

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1028 by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for
disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.

Laid over until February 6, retaining place on Calendar.

**SB19-028** by Senator(s) Holbert and Bridges; also Representative(s) McKean and McCluskie--Concerning the authority of licensing authorities to continue to issue certain fermented malt beverage retail licenses in rural areas.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<tr>
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<td>Kraft-Tharp</td>
<td>Y</td>
<td>Rich</td>
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</table>

Co-sponsor(s) added: Representaive(s) Buentello, Catlin, Froelich, Galindo, Gray, Herod, Lewis, Liston, McLachlan, Melton, Pelton, Singer, Snyder, Sullivan, Titone, Valdez D., Speaker

**HB19-1066** by Representative(s) Buentello and Kipp; also Senator(s) Foote--Concerning counting a student who is enrolled in special education services in the graduation rate in the school year in which the student completes the minimum graduation requirements.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<th>ABSENT</th>
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<td>Landgraf</td>
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<td>Galindo</td>
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<td>Lewis</td>
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<td>Benavidez</td>
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<td>Garnett</td>
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<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
<td>Y</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buentello, Catlin, Froelich, Galindo, Gray, Herod, Lewis, Liston, McLachlan, Melton, Pelton, Singer, Snyder, Sullivan, Titone, Valdez D., Speaker
HB19-1100 by Representative(s) Geitner--Concerning prohibiting a
school district board of education from including a use
restriction on certain transactions involving the school
district's property that would restrict the property from
being used as a school for any grade from preschool
through the twelfth grade.

Laid over until February 6, retaining place on Calendar.

SB19-058 by Senator(s) Lee, Gardner; also Representative(s) Herod--
Concerning the enactment of the Colorado Revised
Statutes 2018 as the positive and statutory law of the state
of Colorado .

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.
HB19-1034 by Representative(s) Sullivan and Esgar; also Senator(s) Danielson--Concerning a requirement that a common carrier engaged in the transportation of property by railroad have at least two crew members aboard a freight train while the freight train is moving.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

---

HB19-1046 by Representative(s) Williams D. and Lontine--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Laid over until February 6, retaining place on Calendar.

On motion of Representative Arndt, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.
GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of
the following bills had been read (reading at length had been dispensed
with by unanimous consent), the bills considered and action taken thereon
as follows:

(Amendments to the committee amendment are to the printed committee
report which was printed and placed in the members' bill file.)

SB19-045 by Senator(s) Moreno, Zenzinger; also Representative(s)
Hooton, Arndt, McKean--Concerning clarifying that
members of the radiation advisory committee are
reimbursed for expenses incurred for authorized business
of the committee.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1108 by Representative(s) Liston and Hooton, Catlin, Coleman,
McKean, Rich, Singer, Wilson; also Senator(s) Tate,
Ginal--Concerning measures to expand the ability of
nonresident electors to participate in the governance of
special districts, and, in connection therewith, allowing
nonresident electors who own taxable property within the
special district to vote in special district elections and
allowing such electors to serve on special district boards
in a nonvoting capacity.

Laid over until February 6, retaining place on Calendar.

HB19-1033 by Representative(s) Tipper and Kennedy; also Senator(s)
Fields and Priola--Concerning a local government's
authority to regulate products containing nicotine.

Amendment No. 1, Health & Insurance Report, dated February 1, 2019,
and placed in member's bill file; Report also printed in House Journal,
February 4, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1063 by Representative(s) Kraft-Tharp and Larson; also
Senator(s) Gardner and Lee--Concerning the ability to
share information between county adult protective services
with county child protective services as well as at-risk
adults obtaining their own information.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.
HB19-1109 by Representative(s) Hooton and Larson; also Senator(s)
Pettersen and Tate--Concerning an addition to the
definition of "other outlet" to enable a licensed
convalescent center to operate a pharmacy for the benefit
of patients being treated in the convalescent center.

Laid over until February 12, retaining place on Calendar.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:
HB19-1108--February 6, 2019.
HB19-1109--February 12, 2019.

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.

<table>
<thead>
<tr>
<th>YES</th>
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Arndt Y Exum Y Landgraf Y Roberts Y
Baisley Y Froelich Y Larson Y Saine N
Beckman Y Galindo Y Lewis N Sandridge N
Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner N Lontine Y Sirola Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie E Snyder Y
Buck N Gray Y McKean Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet E Titone Y
Carver Y Humphrey N Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 V Weissman Y
Duran Y Kipp Y Ransom Y Williams D. N
Esgar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the
following:
HB19-1089 be postponed indefinitely.
RURAL AFFAIRS & AGRICULTURE

After consideration on the merits, the Committee recommends the following:

HB19-1091 be postponed indefinitely.

HB19-1113 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 7, strike "AN" and substitute "A REASONABLY FORESEEABLE".

Page 3, line 11, strike "AN" and substitute "A REASONABLY FORESEEABLE".

Page 3, line 19, strike "REASONABLE" and substitute "REASONABLY FORESEEABLE".

Page 3, line 26, strike "REASONABLE" and substitute "REASONABLY FORESEEABLE".

Page 4, line 2, strike "AN" and substitute "A REASONABLY FORESEEABLE".

Page 4, lines 4 and 5, strike "REMOVING OR OTHERWISE TREATING" and substitute "RECLAMATION OF".

______________________________

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed:

HB19-1169.

______________________________

House in recess. House reconvened.

______________________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HJR19-1005, 1007, 1008, 1009, 1010.

______________________________

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-069 and 068.


The Senate has passed on Third Reading and returns herewith:

HB19-1015.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, **SB19-068 and 069**.
without comment, as amended, **SB19-057**.

INTRODUCTION OF BILL

**First Reading**

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

**HB19-1170** by Representative(s) Jackson and Weissman; also Senator(s) Williams A. and Bridges--Concerning increasing tenant protections relating to the residential warranty of habitability.

Committee on Public Health Care & Human Services

**HB19-1171** by Representative(s) Michaelson Jenet--Concerning expanding the grades eligible for the child nutrition school lunch protection program.

Committee on Education
Committee on Appropriations

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 8, 2019: **HB19-1108, 1113**.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 6, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Michelle Medrano, Mile High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Paulino Rubio, Waylon Brewer, Savannah Heppler, Maura Plavnick, Sandoval Elementary School, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Singer, Van Winkle--1.
Vacancy--1.
Present after roll call--Representative(s) Singer, Van Winkle.

The Speaker declared a quorum present.

On motion of Representative Cutter, the reading of the journal of February 5, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)—FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**HB19-1028** by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.

Representative Garnett moved to rerefer **HB19-1028** back to General Orders. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the motion passed.

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<tr>
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<td>Larson Y</td>
<td>Saine Y</td>
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</tr>
</tbody>
</table>
HB19-1100  by Representative(s) Geitner; also Senator(s) Bridges and Lundeen--Concerning prohibiting a school district board of education from including a use restriction on certain transactions involving the school district's property that would restrict the property from being used as a school for any grade from preschool through the twelfth grade.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, Landgraf, Larson, Neville, Snyder

HB19-1046  by Representative(s) Williams D. and Lontine--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Laid over until February 7, retaining place on Calendar.
SB19-045    by Senator(s) Moreno, Zenzinger; also Representative(s) Hoot, Arndt, McKe--Concerning clarifying that members of the radiation advisory committee are reimbursed for expenses incurred for authorized business of the committee.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

**YES  63**  **NO  1**  **EXCUSED  0**  **ABSENT  0**  **VACANCY  1**
Arndt  Y  Exum  Y  Landgraf  Y  Roberts  Y
Baisley  Y  Froelich  Y  Larson  Y  Saine  Y
Beckman  Y  Galindo  Y  Lewis  Y  Sandridge  Y
Benavidez  Y  Garnett  Y  Liston  Y  Singer  Y
Bird  Y  Geitner  Y  Lontine  Y  Sirota  Y
Bockenfeld  Y  Gonzales-Gutierrez  Y  McCluskie  Y  Snyder  Y
Buck  Y  Gray  Y  McKeean  Y  Soper  Y
Buckner  Y  Hansen  Y  McLachlan  Y  Sullivan  Y
Buentello  Y  Herod  Y  Melton  Y  Tipper  Y
Caraveo  Y  Hooton  Y  Michaelson Jenet  Y  Titone  Y
Carver  Y  Humphrey  N  Mullica  Y  Valdez A.  Y
Catlin  Y  Jackson  Y  Neville  Y  Valdez D.  Y
Coleman  Y  Jaquez Lewis  Y  Pelton  Y  Van Winkle  Y
Cutter  Y  Kennedy  Y  District 57  Y  Weissman  Y
Duran  Y  Kipp  Y  Ransom  Y  Williams D.  Y
Esgar  Y  Kraft-Tharp  Y  Rich  Y  Wilson  Y
Speaker  Y

Co-sponsor(s) added: Representative(s) Titone

HB19-1033    by Representative(s) Tipper and Kennedy; also Senator(s) Fields and Priola--Concerning a local government's authority to regulate products containing nicotine.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

**YES  38**  **NO  26**  **EXCUSED  0**  **ABSENT  0**  **VACANCY  1**
Arndt  Y  Exum  Y  Landgraf  N  Roberts  Y
Baisley  N  Froelich  Y  Larson  N  Saine  N
Beckman  N  Galindo  Y  Lewis  N  Sandridge  N
Benavidez  Y  Garnett  Y  Liston  N  Singer  Y
Bird  Y  Geitner  N  Lontine  Y  Sirota  Y
Bockenfeld  N  Gonzales-Gutierrez  Y  McCluskie  Y  Snyder  Y
Buck  N  Gray  Y  McKeean  N  Soper  N
Buckner  Y  Hansen  Y  McLachlan  Y  Sullivan  Y
Buentello  N  Herod  Y  Melton  Y  Tipper  Y
Caraveo  Y  Hooton  Y  Michaelson Jenet  Y  Titone  Y
Carver  N  Humphrey  N  Mullica  Y  Valdez A.  Y
Catlin  N  Jackson  Y  Neville  N  Valdez D.  N
Coleman  Y  Jaquez Lewis  Y  Pelton  N  Van Winkle  N
Cutter  Y  Kennedy  Y  District 57  Y  Weissman  Y
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bockenfeld, Buentello, Cutter, Esgar, Exum, Jaquez Lewis, Kennedy, Kipp, Lontine, Mullica, Pelton, Snyder, Titone

On motion of Representative Garnett, HB19-1028, 1113 were made Special Orders on February 6, 2019, at 9:32 a.m.

The hour of 9:32 a.m., having arrived, on motion of Representative Kennedy, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed
with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1028 by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.

Amendment No. 1, by Representative(s) Ransom.

Amend printed bill, page 2, strike lines 13 and 14 and substitute:

"(II) An autism spectrum disorder as diagnosed by a primary care physician, physician with experience in autism spectrum disorder, or licensed mental health provider acting within their scope of practice.".

Page 3, line 6, strike "CONDITION;" and substitute "CONDITION. IF THE RECOMMENDING PHYSICIAN IS NOT THE PATIENT'S PRIMARY CARE PHYSICIAN, THE RECOMMENDING PHYSICIAN SHALL REVIEW THE RECORDS OF A DIAGNOSING PHYSICIAN OR A LICENSED MENTAL HEALTH PROVIDER ACTING WITHIN THEIR SCOPE OF PRACTICE.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1113 by Representative(s) Roberts and McLachlan, Arndt, Buentello, McCluskie, Titone--Concerning the protection of water quality from adverse impacts caused by mineral mining.

Amendment No. 1, Rural Affairs & Agriculture Report, dated February 4, 2019, and placed in member's bill file; Report also printed in House Journal, February 5, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPITION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<tr>
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House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1098 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, lines 18 and 19, strike "[STATUTORY EXCEPTIONS AND]".

Page 3, line 9, strike "DURING" and substitute "AS TO".

Page 3, lines 22 and 23, strike "[STATUTORY EXCEPTIONS AND]".

Page 5, line 16, strike "38-35-101." and substitute "38-35-101 OR 24-21-515.".

Page 7, strike lines 14 and 15 and substitute:

"(5)(a) A WARRANTY DEED OR SPECIAL WARRANTY DEED INTENDED TO".

Page 7, line 17, strike "MUST" and substitute "MAY".

Page 7, line 18, strike "AND NO OTHER TERMS OR DESCRIPTIONS." and substitute "OR INCLUDE A DIFFERENT LISTING OR DESCRIPTION OF EXCEPTIONS AS THE GRANTOR AND GRANTEE MAY AGREE.".

Page 7, strike lines 24 through 27 and substitute:

"(II) ALL MATTERS THAT ARE DISCLOSED OR THAT WOULD HAVE BEEN DISCLOSED BY AN IMPROVEMENT SURVEY PLAT, AS DEFINED IN"
SECTION 38-51-102 (9), OF THE CONVEYED PROPERTY OR COULD".

Page 8, strike line 2 and substitute "PROPERTY AND WHICH MATTERS WERE NOT CREATED OR OTHERWISE KNOWN BY THE GRANTOR; AND".

Page 8, line 14, strike "A" and substitute "IN CONNECTION WITH THE ISSUANCE OF A POLICY OF TITLE INSURANCE, BUT SUBJECT TO THE TERMS OF THIS STATUTE, A".

Page 9, after line 1 insert:

"(3) WHEN PREPARING A DEED PURSUANT TO THIS SECTION IN WHICH THE PHRASE "SUBJECT TO STATUTORY EXCEPTIONS" IS USED, A LICENSED TITLE INSURANCE ENTITY SHALL NOT DISCLAIM, LIMIT, OR SEEK INDEMNIFICATION AGAINST LIABILITY FOR ANY NEGLIGENCE BY THE LICENSED TITLE INSURANCE ENTITY.".

Renumber succeeding subsection accordingly.

HB19-1106 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 8, strike "A RECEIPT THAT ITEMIZES" and substitute "AN ITEMIZATION OF".

Page 4, after line 18 insert:

"(4) A LANDLORD WHO RECEIVES A RENTAL APPLICATION FEE FROM A PROSPECTIVE TENANT AND DOES NOT USE THE ENTIRE AMOUNT OF THE FEE TO COVER THE LANDLORD'S COSTS IN PROCESSING THE RENTAL APPLICATION SHALL REMIT TO THE PROSPECTIVE TENANT THE REMAINING AMOUNT OF THE FEE.".

Page 4, strike lines 19 through 27 and substitute:

"38-12-904. Consideration of rental applications - limitations - denial notice. (1) IF A LANDLORD USES RENTAL HISTORY OR CREDIT HISTORY AS".

Page 5, strike lines 1 through 11.

Page 5, strike lines 16 and 17 and substitute:

"(2) IF A LANDLORD DENIES A RENTAL APPLICATION, THE LANDLORD".

Page 5, line 26, strike "(3)" and substitute "(2)".

Page 6, line 5, strike "COSTS AND REASONABLE ATTORNEY FEES." and substitute "COSTS.".
EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1053 be postponed indefinitely.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1105 be referred to the Committee of the Whole with favorable recommendation.

SB19-021 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1130 be referred to the Committee of the Whole with favorable recommendation.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1112 be postponed indefinitely.

SB19-029 be referred favorably to the Committee on Finance.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:

HB19-1018 be postponed indefinitely.

SB19-018 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 2, strike lines 17 through 20 and substitute
"VEHICLE IN INTERSTATE COMMERCE IF THE PERSON:
(I) HOLDS A COMMERCIAL DRIVER’S LICENSE; AND
(II) IS AUTHORIZED BY FEDERAL LAW TO DRIVE A COMMERCIAL
VEHICLE IN INTERSTATE COMMERCE.".

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1170, 1171.

DELIVERY OF RESOLUTION TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following
resolution has been delivered to the Office of the Governor: HJR19-1005
at 1:59 p.m. on February 6, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor
of Statutes:
SB19-031 Amended in General Orders as printed in Senate Journal,
February 5, 2019.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, SB19-031.

INTRODUCTION OF BILLS
First Reading

The following bills were read by title and referred to the committees
indicated:
SB19-031 by Senator(s) Gardner, Court; also Representative(s)
Lontine and Liston--Concerning the composition of the
child welfare allocations committee.
Committee on Public Health Care & Human Services
SB19-057 by Senator(s) Story and Fenberg, Moreno, Zenzinger; also
Representative(s) McCluskie--Concerning information
relating to employee eligibility for student loan repayment
programs.
Committee on Education
SB19-069

by Senator(s) Lundeen; also Representative(s) Wilson and Buentello--Concerning nonpublic schools' authority to operate certain teacher development programs.

Committee on Education

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 11, 2019: HB19-1106.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 7, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Jack Johnson, University of Colorado at Boulder.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Catlin, Jacquez Lewis, Ransom--3.
Vacancy--1.
Present after roll call--Representative(s) Catlin, Jacquez Lewis, Ransom.

The Speaker declared a quorum present.

On motion of Representative Cutter, the reading of the journal of February 6, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1046 by Representative(s) Williams D. and Lontine--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

Laid over until February 8, retaining place on Calendar.

HB19-1028 by Representative(s) Hooton and Ransom, Baisley, Van Winkle; also Senator(s) Coram and Fenberg, Marble--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buckner, Buentello, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Geitner, Gray, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, Melton, Mullica, Neville, Roberts, Saine, Singer, Snyder, Sullivan, Titone, Valdez A., Wilson, Speaker.

HB19-1113 by Representative(s) Roberts and McLachlan, Arndt, Buentello, McCluskie, Titone; also Senator(s) Donovan--Concerning the protection of water quality from adverse impacts caused by mineral mining.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the following:

HB19-1083  be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1039  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add 25-2-113.8 as follows:


(2) (a) A birth certificate issued at the time of birth must identify the person's sex as male or female.

(b) An amended birth certificate may be issued to change the sex designation of the person to male, female, or "X" pursuant to the requirements of this section. "X" is a designation that is neither male nor female.

(3) The state registrar shall issue a new birth certificate to a person who was born in this state and who has a gender different from the sex denoted on that person's birth certificate when the state registrar receives:

(a) A written request from the person, or from the person’s parent, if the person is a minor, or from the person's guardian or legal representative, signed under penalty of law, to issue a new birth certificate with a gender designation that differs from the sex designated on the person's original birth certificate; and

(b) (I) A statement, in a form or format designated by the state registrar, from the person, or from the person's parent, if the person is a minor, or from the person's guardian or legal
REPRESENTATIVE, SIGNED UNDER PENALTY OF LAW, CONFIRMING THE SEX
DESIGNATION ON THE PERSON’S BIRTH CERTIFICATE DOES NOT ALIGN WITH
THE PERSON’S GENDER IDENTITY; AND

(II) IF THE PERSON IS A MINOR UNDER THE AGE OF EIGHTEEN, A
STATEMENT, IN A FORM OR FORMAT DESIGNATED BY THE STATE
REGISTRAR, SIGNED UNDER PENALTY OF LAW, FROM A PROFESSIONAL
MEDICAL OR MENTAL HEALTH CARE PROVIDER LICENSED IN GOOD
STANDING IN COLORADO OR AN EQUIVALENT LICENSE IN GOOD STANDING
FROM ANOTHER JURISDICTION, STATING THAT:

(A) THE MINOR HAS UNDERGONE SURGICAL, HORMONAL, OR
OTHER TREATMENT APPROPRIATE FOR THAT PERSON FOR THE PURPOSE OF
GENDER TRANSITION, BASED ON CONTEMPORARY MEDICAL STANDARDS,
AND, IN THE PROVIDER’S PROFESSIONAL OPINION, THE MINOR’S GENDER
DESIGNATION SHOULD BE CHANGED ACCORDINGLY; OR

(B) THE MINOR HAS AN INTERSEX CONDITION, AND, IN THE
PROVIDER’S PROFESSIONAL OPINION, THE MINOR’S GENDER DESIGNATION
SHOULD BE CHANGED ACCORDINGLY.

(4) NOTWITHSTANDING SUBSECTION (3) OF THIS SECTION, THE
STATE REGISTRAR SHALL ISSUE A NEW BIRTH CERTIFICATE TO A PERSON
WITH A COURT ORDER INDICATING THE SEX OR GENDER OF THE PERSON
BORN IN THE STATE OF COLORADO HAS BEEN CHANGED.

(5) THE STATE REGISTRAR MAY ONLY AMEND A GENDER
DESIGNATION FOR AN INDIVIDUAL’S BIRTH CERTIFICATE ONE TIME UPON
THE INDIVIDUAL’S REQUEST. ANY FURTHER REQUESTS FROM THE
INDIVIDUAL FOR ADDITIONAL GENDER DESIGNATION CHANGES REQUIRE
THE SUBMISSION OF A COURT ORDER INDICATING THAT THE GENDER
DESIGNATION CHANGE IS REQUIRED.

(6) THE STATE REGISTRAR IS AUTHORIZED TO CONTACT THE
MEDICAL OR MENTAL HEALTH CARE PROVIDER TO VERIFY A STATEMENT
MADE PURSUANT TO SUBSECTION (3)(b)(II) OF THIS SECTION.

(7) IF A NEW BIRTH CERTIFICATE IS ISSUED PURSUANT TO THIS
SECTION, THE BIRTH CERTIFICATE MUST REFLECT, OR BE REISSUED TO
REFLECT, ANY LEGAL NAME CHANGE MADE BEFORE OR SIMULTANEOUS TO
THE CHANGE IN GENDER DESIGNATION, AS LONG AS APPROPRIATE
DOCUMENTATION OF THE NAME CHANGE IS SUBMITTED.

(8) THE STATE REGISTRAR SHALL NOT REQUEST ANY ADDITIONAL
INFORMATION OR RECORDS OTHER THAN THOSE REQUIRED BY SUBSECTION
(3) OR (4) OF THIS SECTION TO PROCESS A REQUEST TO MODIFY A GENDER
DESIGNATION. THE STATE REGISTRAR SHALL NOT DISCLOSE INFORMATION
RELATING TO A GENDER CORRECTION, INCLUDING TO OTHER GOVERNMENT
EMPLOYEES, UNLESS REQUIRED IN ORDER TO CONDUCT OFFICIAL BUSINESS.

(9) WHEN THE STATE REGISTRAR RECEIVES THE DOCUMENTATION
DESCRIBED IN SUBSECTION (3) OF THIS SECTION, THE STATE REGISTRAR
SHALL ISSUE A NEW BIRTH CERTIFICATE REFLECTING THE NEW GENDER
DESIGNATION AND, IF APPLICABLE, THE PERSON’S NEW NAME.

(10) IN THE CASE OF A PERSON WHO IS A RESIDENT OF THIS STATE
AND WAS BORN IN ANOTHER STATE OR IN A FOREIGN JURISDICTION, IF THE
OTHER STATE OR FOREIGN JURISDICTION REQUIRES A COURT DECREE IN
ORDER TO AMEND A BIRTH CERTIFICATE TO REFLECT A CHANGE IN GENDER,
THE COURTS IN THIS STATE HAVE JURISDICTION TO ISSUE SUCH A DECREE.
SECTION 2. In Colorado Revised Statutes, 25-2-115, amend (1); and repeal (4) as follows:

25-2-115. Alteration of reports and certificates - amended reports and certificates. (1) A vital statistics report or certificate shall not ever be altered in any way except in accordance with this article 2 and applicable rules. The EXCEPT FOR AMENDED BIRTH CERTIFICATES ISSUED PURSUANT TO SECTION 25-2-113.8, THE date of alteration and a summary description of the evidence submitted in support of the alteration must be endorsed on or made a part of each vital statistics certificate that is altered. Every vital statistics report or certificate that is altered in any way must be marked "Amended", except FOR AMENDED BIRTH CERTIFICATES ISSUED PURSUANT TO SECTION 25-2-113.8; the birth report or certificate of a child altered by the addition of a father's name pursuant to section 25-2-112 (3), in which case, upon request of the parents, the surname of the child shall be changed on the report and certificate to that of the father; and also except OR additions and minor corrections made within one year after the date of the statistical event as may be specified by applicable rules. A child's surname may be changed upon affidavit of the parent that the change is being made to conform the child's surname to the parent's legal surname.

(4) Upon receipt of a certified copy of an order of a court of competent jurisdiction indicating that the sex of an individual born in this state has been changed by surgical procedure and that such individual's name has been changed, the certificate of birth of such individual shall be amended as prescribed by regulation.

SECTION 3. In Colorado Revised Statutes, 42-2-107, amend (2)(a) as follows:

42-2-107. Application for license or instruction permit - anatomical gifts - donations to Emily Keyes - John W. Buckner organ and tissue donation awareness fund - legislative declaration - rules - annual report - repeal. (2) (a) (I) Every application shall state the full name, date of birth, sex, and residence address of the applicant; briefly describe the applicant; be signed by the applicant with such applicant's usual signature; have affixed thereon the applicant's fingerprint; and state whether the licensee has ever been licensed as a minor driver or driver and, if so, when and by what state or country and whether any such license has ever been denied, suspended, or revoked, the reasons therefor, and the date thereof. These statements shall be verified by the applicant's signature thereon.

(II) THE DEPARTMENT SHALL ISSUE A NEW DRIVER'S LICENSE OR IDENTITY DOCUMENT TO A PERSON WHO HAS A GENDER DIFFERENT FROM THE SEX DENOTED ON THAT PERSON'S DRIVER'S LICENSE OR IDENTITY DOCUMENT WHEN THE DEPARTMENT RECEIVES:

(A) A STATEMENT, IN A FORM OR FORMAT DESIGNATED BY THE DEPARTMENT, FROM THE PERSON, OR FROM THE PERSON'S PARENT, IF THE PERSON IS A MINOR, OR FROM THE PERSON'S GUARDIAN OR LEGAL REPRESENTATIVE, SIGNED UNDER PENALTY OF LAW, CONFIRMING THE SEX DESIGNATION ON THE PERSON'S DRIVER'S LICENSE OR IDENTITY DOCUMENT DOES NOT ALIGN WITH THE PERSON'S GENDER IDENTITY; AND

(B) IF THE PERSON IS A MINOR UNDER THE AGE OF EIGHTEEN, A STATEMENT, IN A FORM OR FORMAT DESIGNATED BY THE DEPARTMENT, SIGNED UNDER PENALTY OF LAW, FROM A PROFESSIONAL MEDICAL OR MENTAL HEALTH CARE PROVIDER LICENSED IN GOOD STANDING IN
COLORADO OR AN EQUIVALENT LICENSE IN GOOD STANDING FROM
ANOTHER JURISDICTION, STATING THAT THE MINOR HAS UNDERGONE
SURGICAL, HORMONAL, OR OTHER TREATMENT APPROPRIATE FOR THAT
PERSON FOR THE PURPOSE OF GENDER TRANSITION, BASED ON
CONTEMPORARY MEDICAL STANDARDS, AND, IN THE PROVIDER'S
PROFESSIONAL OPINION, THE MINOR'S GENDER DESIGNATION SHOULD BE
CHANGED ACCORDINGLY; OR THE MINOR HAS AN INTERSEX CONDITION,
AND, IN THE PROVIDER'S PROFESSIONAL OPINION, THE MINOR'S GENDER
DESIGNATION SHOULD BE CHANGED ACCORDINGLY; OR
(C) A NEW BIRTH CERTIFICATE ISSUED PURSUANT TO SECTION
25-2-113.8.

(III) THE DEPARTMENT MAY ONLY AMEND A SEX DESIGNATION FOR
AN INDIVIDUAL'S DRIVER'S LICENSE OR IDENTITY DOCUMENT ONE TIME
UPON THE INDIVIDUAL'S REQUEST. ANY FURTHER REQUESTS FROM THE
INDIVIDUAL FOR ADDITIONAL SEX DESIGNATION CHANGES REQUIRE THE
SUBMISSION OF A COURT ORDER INDICATING THAT THE SEX DESIGNATION
CHANGE IS REQUIRED.

(IV) In addition to the information required by subparagraph
(I) of this paragraph (a) SUBSECTION (2)(a)(I) OF THIS SECTION, every
application shall include the opportunity for the applicant to self-identify
his or her race or ethnicity. The race or ethnicity information that may be
identified on the application shall not be printed on the driver's license but
shall be maintained in the stored information as defined by section
42-2-114 (1)(b). That information must be accessible to a law
enforcement officer through magnetic or electronic readers.

as follows:

13-15-102. Publication of change. (4) A PETITIONER NEED NOT
GIVE PUBLIC NOTICE OF A NAME CHANGE AS REQUIRED BY SUBSECTION (1)
OF THIS SECTION IF THE PETITIONER IS CHANGING THE PETITIONER'S NAME
TO CONFORM WITH THE PETITIONER'S GENDER IDENTITY.

SECTION 5. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.

HB19-1127 be referred favorably to the Committee on Appropriations.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the
following:

HB19-1048 be postponed indefinitely.

HB19-1084 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:
Amend printed bill, page 2, line 17, strike "FIVE" and substitute "SEVEN".

Page 1, line 101, strike "BY".

Page 1, line 102, strike "AN URBAN RENEWAL AUTHORITY".

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 8, 2019: **HB19-1083, 1084**.

House in recess. House reconvened.

**MESSAGE FROM THE SENATE**

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


SB19-079  Amended in Special Orders as printed in Senate Journal, February 6, 2019.

SB19-043  Amended in Special Orders as printed in Senate Journal, February 6, 2019.

SB19-091  Amended in Special Orders as printed in Senate Journal, February 6, 2019.

**MESSAGE(S) FROM THE REVISOR**

We herewith transmit:

without comment, **SB19-111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, and 128**.

without comment, as amended, **SB19-043, 079, and 091**.

**INTRODUCTION OF BILL(S)**

**First Reading**

The following bill(s) were read by title and referred to the committee indicated:

**HB19-1172**  by Representative(s) Weissman, Herod, Snyder, Soper, Van Winkle; also Senator(s) Gardner and Cooke, Foote, Lee, Rodriguez--Concerning an organizational recodification of title 12 of the Colorado Revised Statutes, and, in connection therewith, limiting substantive changes to those that conform similar provisions to achieve uniformity, eliminate redundancy, or allow for the consolidation of common provisions or that eliminate provisions that are archaic or obsolete.

Committee on Judiciary
HB19-1173 by Representative(s) Garnett and Neville, Becker; also Senator(s) Fenberg and Holbert--Concerning the authority of an ex officio member of the legislative council to appoint a temporary replacement for that ex officio member at a meeting of the legislative council.

Committee on State, Veterans, & Military Affairs

HB19-1174 by Representative(s) Esgar and Catlin; also Senator(s) Gardner and Pettersen--Concerning out-of-network health care services provided to covered persons.

Committee on Health & Insurance

HB19-1175 by Representative(s) Gray; also Senator(s) Gonzales--Concerning the property tax valuation appeal process.

Committee on Transportation & Local Government

SB19-068 by Senator(s) Zenzinger and Tate, Coram, Court, Donovan, Fenberg, Fields, Foote, Garcia, Ginal, Gonzales, Hisey, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, Todd, Williams A., Winter; also Representative(s) Weissman and Cutter--Concerning expanded disclosure about electioneering communications.

Committee on State, Veterans, & Military Affairs

On motion of Representative Weissman, the House adjourned until 9:00 a.m., February 8, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Randle Loeb, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Cian and Callum Geitner, Zadie Frazier, Kayce Young, Home School, El Paso County.

The roll was called with the following result:

Present--61.

Excused--Representative(s) McCluskie, Singer, Van Winkle--3.

Vacancy--1.

Present after roll call--Representative(s) Singer.

The Speaker declared a quorum present.

On motion of Representative Cutter, the reading of the journal of February 7, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Exum, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1108 by Representative(s) Liston and Hooton, Catlin, Coleman, McKean, Rich, Singer, Wilson; also Senator(s) Tate, Ginal--Concerning measures to expand the ability of nonresident electors to participate in the governance of
special districts, and, in connection therewith, allowing
nonresident electors who own taxable property within the
special district to vote in special district elections and
allowing such electors to serve on special district boards
in a nonvoting capacity.

Laid over until February 11, retaining place on Calendar.

HB19-1098 by Representative(s) Gray; also Senator(s) Lee--
Concerning deeds for the conveyance of real property,
and, in connection therewith, establishing requirements for
title insurance entities that prepare deeds and establishing
forms for the preparation of deeds in certain
circumstances.

Amendment No. 1, Business Affairs & Labor Report, dated February 5,
2019, and placed in member's bill file; Report also printed in House

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1105 by Representative(s) Mullica and Saine, Beckman, Soper,
Caraveo, Galindo, Humphrey, Lontine; also Senator(s)
Marble and Winter--Concerning the ability of advanced
practice nurses with prescriptive authority to obtain level
I accreditation under the "Workers' Compensation Act of
Colorado".

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-021 by Senator(s) Moreno, Zenzinger; also Representative(s)
McKean--Concerning eliminating the requirement that the
state board of health approve the retention of counsel in
certain circumstances.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

HB19-1130 by Representative(s) Liston and Hooton, Beckman, Catlin,
Landgraf, Larson, Soper; also Senator(s) Cooke and
Fields, Gardner--Concerning a requirement that a person
have a certification from the Colorado peace officer
standards and training board in order to be eligible to serve
as the elected sheriff of a county of the state.

Laid over until February 11, retaining place on Calendar.

SB19-018 by Senator(s) Scott and Marble, Todd; also
Representative(s) McLachlan and Saine, Buck, Lewis--
Concerning the age requirement to drive a commercial
vehicle in interstate commerce.
Amendment No. 1, Transportation & Local Government Report, dated February 5, 2019, and placed in member's bill file; Report also printed in House Journal, February 6, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1083 by Representative(s) Hooton and Van Winkle, Bird, Buck, Buentello, Exum, Landgraf, Larson, Liston, McKean, Melton, Michaelson Jenet, Mullica, Soper, Titone; also Senator(s) Williams A. and Cooke, Ginal, Priola--
Concerning a reclassification of the regulation of athletic trainers from registration to licensure.

Laid over until February 11, retaining place on Calendar.

HB19-1084 by Representative(s) Gray; also Senator(s) Zenzinger--
Concerning a requirement that notice of a determination by an urban renewal authority on whether a particular land area is blighted be given to owners of private property within the area.

Amendment No. 1, Transportation & Local Government Report, dated February 6, 2019, and placed in member's bill file; Report also printed in House Journal, February 7, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

HB19-1108, 1130, 1083--February 11, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1055 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 2, line 3, after "(2)(d)" insert "and (3)".

Page 4, after line 1 insert:

"(3) (a) For state fiscal years ending before July 1, 2018, and for state fiscal years commencing on and after July 1, 2020, subject to annual appropriation, the department may expend moneys in the assistance fund for the purposes of paying the direct and indirect administrative costs, including but not limited to the costs of conducting or contracting for the financial assistance priority assessment required by section 22-43.7-108 (1), incurred by the division, the board, and the department in exercising their powers and duties pursuant to this article 43.7, providing financial assistance, making payments required by section 22-43.7-114; and paying any transaction costs necessarily incurred in connection with the provision of financial assistance as authorized by this article 43.7.

(b) For state fiscal years commencing on and after July 1, 2018, but before July 1, 2020, the assistance fund is continuously appropriated to the department, which may expend money in the assistance fund for the purposes of paying the direct and indirect administrative costs, including but not limited to the costs of conducting or contracting for the financial assistance priority assessment required by section 22-43.7-108 (1), incurred by the division, the board, and the department in exercising their powers and duties pursuant to this article 43.7, providing financial assistance, and paying any transaction costs necessarily incurred in connection with the provision of financial assistance as authorized by this article 43.7."
Page 5, line 11, strike "PERCENTAGE" and substitute "NUMBER".

Page 5, line 14, strike "PERCENTAGE" and substitute "NUMBER".

**HB19-1094** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 14, strike "INCLUDES" and substitute "MAY INCLUDE".

Page 2, line 19, strike "CARD," and substitute "CARD AND STUDENT LOANS, UNDERSTAND THE IMPACTS OF RETIREMENT."

**HB19-1110** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, strike lines 23 through 24 and substitute:

"(II) ONE MEMBER WHO IS A TEACHER IN A RURAL SCHOOL DISTRICT OR A SMALL RURAL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4), AND HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE PURSUANT TO ARTICLE 60.5 OF TITLE 22;"

Page 3, strike lines 1 through 9 and substitute:

"(III) ONE MEMBER WHO IS A TEACHER IN A SCHOOL DISTRICT THAT IS NOT A RURAL SCHOOL DISTRICT OR A SMALL RURAL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4), AND HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE PURSUANT TO ARTICLE 60.5 OF TITLE 22;

(IV) ONE MEMBER WHO IS A LIBRARIAN AND IS A MEMBER OF A PROFESSIONAL ASSOCIATION OF LIBRARIANS;

(V) ONE MEMBER WHO IS A SCHOOL ADMINISTRATOR IN A RURAL SCHOOL DISTRICT OR A SMALL RURAL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4), AND IS A MEMBER OF A PROFESSIONAL ASSOCIATION OF SCHOOL ADMINISTRATORS;

(VI) ONE MEMBER WHO IS A SCHOOL ADMINISTRATOR IN A SCHOOL DISTRICT THAT IS NOT A RURAL SCHOOL DISTRICT OR A SMALL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4), AND IS A MEMBER OF A PROFESSIONAL ASSOCIATION OF SCHOOL ADMINISTRATORS;

(VII) ONE MEMBER WHO IS A PARENT OR LEGAL GUARDIAN OF A STUDENT WHO ATTENDS A PUBLIC SCHOOL AND IS A MEMBER OF A PARENT ORGANIZATION;

(VIII) ONE MEMBER WHO IS A STUDENT IN A RURAL SCHOOL DISTRICT OR A SMALL RURAL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4); AND

(IX) ONE MEMBER WHO IS A STUDENT IN A SCHOOL DISTRICT THAT IS NOT A RURAL SCHOOL DISTRICT OR A SMALL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4)."
Page 3, after line 9 insert:

"(b) The governor shall appoint the following members to serve on the committee:

(I) One member who represents a nonprofit organization specializing in media literacy;

(II) One member who represents a nonprofit organization specializing in journalism;

(III) One member who is a professional print journalist and is a member of a professional association of journalists; and

(IV) One member who is a professional broadcast journalist and is a member of a professional association of broadcasters."

Reletter succeeding paragraph accordingly.

Page 3, line 10 after "education" insert "and the governor".

Page 3, lines 11 and 12, strike "two months after the effective date of this section," and substitute "July 15, 2019, ".

Page 3, lines 13 and 14, strike "three months after the effective date of this section." and substitute "September 1, 2019, ".

Page 4, line 7, strike "March 1, 2020," and substitute "January 1, 2020, ".

Page 4, strike lines 12 through 17.

Renumber succeeding subsection accordingly.

HB19-1153 be referred favorably to the Committee on Appropriations.

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

SB19-016 be referred favorably to the Committee on Finance.

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1075 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend printed bill, page 3, line 13, strike "PROJECTS THAT ARE".

Page 3, line 20, strike "PROJECTS" and substitute "LOCATED".

Page 4, line 6, after "TO" insert "AND ACCEPTED BY".

Page 4, line 10, after "FOR" insert "SALE OR FOR RENT TO".

Page 4, strike lines 22 through 25 and substitute "OF THE AREA MEDIAN INCOME, AS ADJUSTED BY FAMILY SIZE AND LOCATION OF THE EMPLOYER-ASSISTED ELIGIBLE ACTIVITY, AS SUCH ADJUSTED INCOME AND AREA MEDIAN INCOME ARE DETERMINED FROM TIME TO TIME BY THE UNITED".

Page 5, after line 1 insert:

"(g) "NEAR THEIR PLACE OF EMPLOYMENT IN A RURAL AREA" MEANS EMPLOYER-ASSISTED HOUSING ACTIVITY THAT IS LOCATED EITHER IN THE SAME COUNTY OR IN AN ADJACENT RURAL COUNTY AS THE PLACE OF EMPLOYMENT OF PERSONS IN ONE OR MORE HOUSEHOLDS THAT ARE INTENDED TO BENEFIT FROM THE HOUSING ACTIVITY.".

Reletter succeeding paragraphs accordingly.

Page 6, strike lines 15 and 16 and substitute: "AGAINST THE INCOME TAX DUE IN SUBSEQUENT YEARS' INCOME TAX LIABILITY UP TO FIVE YEARS FOLLOWING THE TAX YEAR IN WHICH THE CREDIT WAS AWARDED, BUT MUST FIRST BE APPLIED AGAINST THE INCOME TAX DUE".

Page 7, line 11, strike "2020," and substitute "OF THE FOLLOWING CALENDAR YEAR,".

Page 8, lines 17 and 18, strike "THE LAST SEVEN DIGITS OF".

JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1115 be postponed indefinitely.

STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1126 be postponed indefinitely.

HB19-1136 be referred to the Committee of the Whole with favorable recommendation.
PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1172, 1173, 1174, 1175.

______________

INTRODUCTION OF BILLS
First Reading

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

SB19-043 by Senator(s) Lee and Gardner, Cooke; also Representative(s) Herod and Carver, Weissman, Arndt--Concerning an increase in the number of district court judges in certain judicial districts, and, in connection therewith, making an appropriation.
Committee on Judiciary
Committee on Appropriations

SB19-079 by Senator(s) Todd and Priola, Cooke, Coram, Court, Fenberg, Ginal, Moreno, Williams A., Winter, Zenzinger; also Representative(s) Esgar and Landgraf--Concerning a requirement that certain practitioners prescribe controlled substances electronically.
Committee on Public Health Care & Human Services

SB19-091 by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.
Committee on Judiciary

SB19-111 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of corrections.
Committee on Appropriations

SB19-112 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.
Committee on Appropriations

SB19-113 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of health care policy and financing.
Committee on Appropriations

SB19-114 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of human services.
Committee on Appropriations
SB19-115 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the judicial department.
Committee on Appropriations

SB19-116 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of law.
Committee on Appropriations

SB19-117 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of local affairs.
Committee on Appropriations

SB19-118 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of military and veterans affairs.
Committee on Appropriations

SB19-119 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of personnel.
Committee on Appropriations

SB19-120 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of public health and environment.
Committee on Appropriations

SB19-121 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of public safety.
Committee on Appropriations

SB19-122 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of regulatory agencies.
Committee on Appropriations

SB19-123 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of revenue.
Committee on Appropriations

SB19-124 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of state.
Committee on Appropriations
SB19-125 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning a supplemental appropriation to the department of transportation.

Committee on Appropriations

SB19-126 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of the treasury.

Committee on Appropriations

SB19-127 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

Committee on Appropriations

SB19-128 by Senator(s) Moreno and Todd, Zenzinger, Rankin; also Representative(s) Esgar and McLachlan, Hansen, Ransom--Concerning adjustments to appropriations in the 2018-19 fiscal year for state share of total program funding for school finance, and, in connection therewith, making and reducing appropriations.

Committee on Appropriations

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 11, 2019: HB19-1094, 1136.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 11, will be calendared for February 15, 2019: HB19-1130.

On motion of Representative Garnett, the following bill(s) calendared for Third Reading, February 11, will be calendared for April 1, 2019: HB19-1046.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., February 11, 2019.

Approved: KC Becker, Speaker

Attest: MARILYN EDDINS, Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Snow Swihart, Edwards Elementary, Eagle.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Landgraf--1.
Vacancy--1.

The Speaker declared a quorum present.

On motion of Representative Duran, the reading of the journal of February 8, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1098 by Representative(s) Gray; also Senator(s) Lee--Concerning deeds for the conveyance of real property, and, in connection therewith, establishing requirements for title insurance entities that prepare deeds and establishing forms for the preparation of deeds in certain circumstances.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1105 by Representative(s) Mullica and Saine, Beckman, Soper, Caraveo, Galindo, Humphrey, Lontine; also Senator(s) Marble and Winter--Concerning the ability of advanced practice nurses with prescriptive authority to obtain level I accreditation under the "Workers' Compensation Act of Colorado".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Galindo, Humphrey, Lontine; also Senator(s) Marble and Winter--Concerning eliminating the requirement that the state board of health approve the retention of counsel in certain circumstances.

SB19-021 by Senator(s) Moreno, Zenzinger; also Representative(s) McKeand--Concerning eliminating the requirement that the state board of health approve the retention of counsel in certain circumstances.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<th>YES</th>
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Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKean Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y

Co-sponsor(s) added: Representative(s) Garnett, Singer, Snyder

**SB19-018** by Senator(s) Scott and Marble, Todd; also Representative(s) McLachlan and Saine, Buck, Lewis--Concerning the age requirement to drive a commercial vehicle in interstate commerce.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
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Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y

Co-sponsor(s) added: Representative(s) Beckman, Bird, Bockenfeld, Buentello, Carver, Catlin, Esgar, Exum, Galindo, Geitner, Gonzales-Gutierrez, Gray, Lontine, Neville, Pelton, Ransom, Rich, Singer, Snyder, Soper, Titone, Valdez A.
HB19-1084  by Representative(s) Gray; also Senator(s) Zenzinger--
Concerning a requirement that notice of a determination
on whether a particular land area is blighted be
given to owners of private property within the area.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Catlin, Exum,
Galindo, Hansen, Kipp, Neville, Roberts, Saine, Sandridge, Snyder, Soper,
Sullivan, Titone, Valdez D.

On motion of Representative Garnett, HB19-1083, 1094, 1136, 1109
were made Special Orders on February 11, 2019, at 10:21 a.m.

The hour of 10:21 a.m., having arrived, on motion of Representative
Herod, the House resolved itself into Committee of the Whole for
consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of
the following bills had been read (reading at length had been dispensed
with by unanimous consent), the bills considered and action taken thereon
as follows:

(Amendments to the committee amendment are to the printed committee
report which was printed and placed in the members' bill file.)
HB19-1083 by Representative(s) Hooton and Van Winkle, Bird, Buck, Buentello, Exum, Landgraf, Larson, Liston, McKeen, Melton, Michaelson Jenet, Mullica, Soper, Titone; also Senator(s) Williams A. and Cooke, Ginal, Priola--
Concerning a reclassification of the regulation of athletic trainers from registration to licensure.

Amendment No. 1, by Representative(s) Van Winkle.

Amend printed bill, page 14, strike lines 12 through 21 and substitute:

"SECTION 14. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-205-102 as follows:

12-205-102. Legislative declaration. The general assembly hereby finds and declares that the practice of athletic training by a person who does not possess a valid registration LICENSE issued pursuant to this article 205 is not in the best interests of the people of the state of Colorado. It is not, however, the intent of this article 205 to restrict the practice of a person duly licensed, certified, or registered under any part of or article of this title 12 or other laws of this state from practicing within the person's scope of practice and authority pursuant to those laws.

SECTION 15. In Colorado Revised Statutes, 12-205-104, amend as relocated by House Bill 19-1172 (4)(a) introductory portion as follows:

12-205-104. Definitions. As used in this article 205, unless the context otherwise requires:

(4)(a) "Athletic training" means the performance of those services that require the education, training, and experience required by this article 205 for registration LICENSURE as an athletic trainer pursuant to section 12-205-108. "Athletic training" includes services appropriate for the prevention, recognition, assessment, management, treatment, rehabilitation, and reconditioning of injuries and illnesses sustained by an athlete:

SECTION 16. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-205-105 as follows:

12-205-105. Use of titles restricted. Only a person registered LICENSED as an athletic trainer may use the title "athletic trainer" or "registered athletic trainer" "LICENSED ATHLETIC TRAINER", the letters "A.T." or "A.T.C." AS A TITLE, or any other generally accepted terms, letters, or figures that indicate that the person is an athletic trainer.

SECTION 17. In Colorado Revised Statutes, 12-205-107, amend as relocated by House Bill 19-1172 (1)(a); and relocate as added by Section 4 of House Bill 19-1083 (2) as follows:

12-205-107. License required - repeal. (1) Except as otherwise provided in this article 205, in order to practice athletic training or represent oneself as being able to practice athletic training in this state, a person must:

(a) Possess a valid registration LICENSE issued by the director in accordance with this article 205 and any rules adopted under this article 205; and

(2) (a) On August 2, 2019, each active athletic trainer registration becomes an active athletic trainer license by operation of law. This
conversion does not affect any prior discipline, limitation, or condition imposed on a licensee; limit the director's authority over a licensee; or affect a pending investigation or administrative proceeding. The director shall treat an application for an athletic trainer registration, pending as of the effective date of this subsection (2), as an application for athletic trainer licensure.

(b) This subsection (2) is repealed, effective July 1, 2024.

SECTION 18. In Colorado Revised Statutes, 12-205-108, amend as relocated by House Bill 19-1172 (1) introductory portion, (1)(f), (2), and (3) as follows:

12-205-108. Requirements for license - license by endorsement
- application - denial. (1) Every applicant for a registration to practice athletic training must have:
  (f) Submitted additional information as requested by the director to fully and fairly evaluate the applicant's qualifications for licensure and to protect public health and safety.
(2) When an applicant has fulfilled the requirements of subsection (1) of this section, the director shall issue a registration to the applicant. The director may deny registration if the applicant has committed an act that would be grounds for disciplinary action under section 12-205-111.
(3)(a) An applicant for registration to be licensed by endorsement, shall file an application and pay a fee as prescribed by the director and shall hold a current, valid license or registration in a jurisdiction that requires qualifications substantially equivalent to those required for registration by subsection (1) of this section.
(b) To be licensed by endorsement, an applicant for registration shall submit, with the application, verification that the applicant has actively practiced for a period of time determined by rules of the director or has otherwise maintained continued competency as determined by the director.
(c) Upon receipt of all documents required by subsections (3)(a) and (3)(b) of this section, the director shall review the application and make a determination of the applicant's qualifications to be licensed by endorsement.
(d) The director may deny the registration if the applicant has committed an act that would be grounds for disciplinary action under section 12-205-111.

SECTION 19. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-205-109 as follows:

12-205-109. Renewal of license - fees. (1) To renew a registration issued pursuant to this article 205, a registrant shall submit an application in the form and manner designated by, and shall pay a renewal fee in an amount determined by, the director.
(2) Registrations issued pursuant to this article 205 are subject to the renewal, expiration, reinstatement, and delinquency fee provisions specified in section 12-20-202 (1) and (2). A person whose registration has expired is subject to the penalties provided in this article 205 or section 12-20-202 (1).
(3) The registrant shall submit additional information that the director requests, including evidence that the registrant has maintained and holds a current, valid certification from the national certifying agency, to fully and fairly evaluate the applicant's qualifications
for registration LICENSE renewal and to protect public health and safety.

SECTION 20. In Colorado Revised Statutes, 12-205-110, amend as relocated by House Bill 19-1172 (1)(a), (1)(c)(I), (2), (3), and (5) as follows:

12-205-110. Scope of article - exclusions - authority for clinical setting - definitions. (1) Nothing in this article 205 prohibits:

(a) The practice of athletic training that is an integral part of a program of study by students enrolled in an accredited athletic training education program. Students enrolled in an accredited athletic training education program shall be identified as "athletic training students" and shall only practice athletic training under the direction and immediate supervision of an athletic trainer currently registered under this article 205 A LICENSEE. An athletic training student shall not represent himself or herself as an athletic trainer.

(c) The practice of athletic training by a person who resides in another state or country, is currently licensed or registered in another state, or is currently certified by a national certifying agency, and is:

(I) Administering athletic training services to an athlete who is a member of a bona fide professional or amateur sports organization or of a sports team of an accredited educational institution, if the person acts in accordance with rules established by the director and engages in the unregistered UNLICENSED practice of athletic training for no more than ninety days in any calendar year; or

(2) Nothing in this article 205 limits or prohibits the administration of routine assistance or first aid by a person who is not a registered athletic trainer LICENSEE for injuries or illnesses sustained at an athletic event or program.

(3) Nothing in this article 205 requires an entity offering or sponsoring an athletic event or regular athletic activity, including a youth sports team or program whose participants are eighteen years of age or younger, to employ a registered LICENSED athletic trainer.

(A) A registered athletic trainer LICENSEE may provide athletic training services in a clinical setting to a person who is not an athlete if the athletic trainer is under the direction and supervision of a Colorado-licensed or otherwise lawfully practicing physician, dentist, or health care professional who treats sports or musculoskeletal injuries. As used in this subsection (A), "direction and supervision" means the issuance of written or oral directives by the physician, dentist, or licensed health care professional to the registered athletic trainer LICENSEE pertaining to the athletic training services to be provided.

SECTION 21. In Colorado Revised Statutes, 12-205-111, amend as relocated by House Bill 19-1172 (1), (2) introductory portion, (2)(a)(II), (2)(b), (2)(c), (2)(d)(I), (2)(d)(II), (2)(g), and (4) as follows:

12-205-111. Grounds for discipline - disciplinary proceedings - definitions. (1) The director may take disciplinary action against a registrant LICENSEE if the director finds that the registrant LICENSEE has represented himself or herself as a registered athletic trainer LICENSEE after the expiration, suspension, or revocation of his or her registration THE LICENSE.

(2) The director may take disciplinary or other action pursuant to IN ACCORDANCE WITH section 12-20-404 or issue a cease-and-desist order in accordance with section 12-205-112 upon reasonable grounds that the registrant LICENSEE:

(a) Has engaged in a sexual act with a person receiving services while a therapeutic relationship existed or within six months immediately
following termination of the therapeutic relationship. For the purposes of this subsection (2)(a):

(II) "Therapeutic relationship" means the period beginning with the initial evaluation and ending upon the written termination of treatment. When an individual receiving services is an athlete participating on a sports team operated under the auspices of a bona fide amateur sports organization or an accredited educational institution that employs the registrant LICENSEE, the therapeutic relationship exists from the time the athlete becomes affiliated with the team until the affiliation ends or the athletic trainer terminates the provision of athletic training services to the team, whichever occurs first.

(b) Has falsified information in an application or has attempted to obtain or has obtained a registration LICENSE by fraud, deception, or misrepresentation;

c) Has an alcohol use disorder, as defined in section 27-81-102, or a substance use disorder, as defined in section 27-82-102, or is an excessive or habitual user or abuser of alcohol or habit-forming drugs or is a habitual user of a controlled substance, as defined in section 18-18-102 (5), or other drugs having similar effects; except that the director has the discretion not to discipline the registrant LICENSEE if he or she is participating in good faith in an alcohol or substance use disorder treatment program approved by the director;

d) (I) Has failed to notify the director, as required by section 12-30-108 (1), of a physical illness, physical condition, or behavioral, mental health, or substance use disorder that affects the registrant LICENSEE's ability to provide athletic training services with reasonable skill and safety or that may endanger the health or safety of individuals receiving athletic training services;

(II) Has failed to act within the limitations created by a physical illness, physical condition, or behavioral, mental health, or substance use disorder that renders the registrant LICENSEE unable to perform athletic training with reasonable skill and safety or that may endanger the health or safety of persons under his or her care; or

g) Has practiced athletic training without a registration LICENSE;

(4) (a) The director may commence a proceeding to discipline a registrant LICENSEE when the director has reasonable grounds to believe that the registrant LICENSEE has committed an act enumerated in this section.

(b) In any proceeding held under this section, the director may accept as evidence of grounds for disciplinary action any disciplinary action taken against a registrant LICENSEE in another jurisdiction if the violation that prompted the disciplinary action in the other jurisdiction would be grounds for disciplinary action under this article 205.

SECTION 22. In Colorado Revised Statutes, 12-205-113, amend as relocated by House Bill 19-1172 (1), (2), and (3) as follows:

12-205-113. Mental or physical examination of licensees. (1) If the director has reasonable cause to believe that a registrant LICENSEE is unable to practice with reasonable skill and safety, the director may order the registrant LICENSEE to take a mental or physical examination administered by a physician or other licensed health care professional designated by the director. Unless due to circumstances beyond the registrant's LICENSEE'S control, if the registrant LICENSEE refuses to undergo a mental or physical examination, the director may suspend the person's registration LICENSE until the results of the examination are known and the director has made a determination of the registrant's
LICENSEE's fitness to practice. The director shall proceed with an order for examination and shall make his or her determination in a timely manner.

(2) The director shall include in an order requiring a registrant LICENSEE to undergo a mental or physical examination the basis of the director's reasonable cause to believe that the registrant LICENSEE is unable to practice with reasonable skill and safety. For purposes of a disciplinary proceeding authorized under this article 205, the registrant LICENSEE is deemed to have waived all objections to the admissibility of the examining physician's or licensed health care professional's testimony or examination reports on the ground that they are privileged communications.

(3) The registrant LICENSEE may submit to the director testimony or examination reports from a physician chosen by the registrant LICENSEE and pertaining to any condition that the director has alleged may preclude the registrant LICENSEE from practicing with reasonable skill and safety. The testimony and reports submitted by the registrant LICENSEE may be considered by the director in conjunction with, but not in lieu of, testimony and examination reports of the physician designated by the director.

SECTION 23. In Colorado Revised Statutes, 12-205-114, amend as relocated by House Bill 19-1172 (2) as follows:

12-205-114. Confidential agreement to limit practice - violation grounds for discipline. (2) This section and section 12-30-108 do not apply to a registrant LICENSEE subject to discipline under section 12-205-111 (2)(c).

SECTION 24. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-205-115 as follows:

12-205-115. Unauthorized practice - penalties. A person who practices or offers or attempts to practice athletic training without an active registration LICENSE issued under this article 205 is subject to penalties pursuant to section 12-20-407 (1)(b).

SECTION 25. Act subject to petition - effective date.

(1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) Sections 14 through 24 of this act take effect only if House Bill 19-1172 becomes law, in which case sections 14 through 24 take effect October 1, 2019."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1094 by Representative(s) Soper, Rankin, Baisley, Rich, Larson, Williams D.; also Senator(s) Woodward--Concerning the addition of basic life skills education to the list of courses for which public schools provide internet links to the department of education as part of the performance report.
Amendment No. 1, Education Report, dated February 7, 2019, and placed in member’s bill file; Report also printed in House Journal, February 8, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1136 by Representative(s) Kraft-Tharp and Saine, Michaelson Jenet, Ransom; also Senator(s) Smallwood and Todd, Fields--Concerning access by the office of the state auditor to records necessary to conduct four statutorily authorized audits in connection with entities that are not state agencies.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1109 by Representative(s) Hooton and Larson; also Senator(s) Pettersen and Tate--Concerning an addition to the definition of "other outlet" to enable a licensed convalescent center to operate a pharmacy for the benefit of patients being treated in the convalescent center.

Amendment No. 1, by Representative(s) Larson.

Amend printed bill, page 2, strike lines 13 through 22 and substitute:

"SECTION 2. In Colorado Revised Statutes, 12-280-103, amend as relocated by House Bill 19-1172 (32)(b) introductory portion as follows:

12-280-103. Definitions - rules. As used in this article 280, unless the context otherwise requires or the term is otherwise defined in another part of this article 280:

(32) "Other outlet" means:

(b) An ambulatory surgical center, a HOSPICE, OR A CONVALESCENT CENTER, EACH OF WHICH IS licensed pursuant to part 1 of article 3 of title 25, OR a medical clinic operated by a hospital, or a hospice licensed pursuant to part 1 of article 3 of title 25, that

SECTION 3. Act subject to petition - effective date. (1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) Section 2 of this act takes effect only if House Bill 19-1172 becomes law, in which case section 2 takes effect October 1, 2019.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1083 amended, 1094 amended, 1136, 1109 amended.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 11, will be calendared for February 14, 2019: HB19-1108, 1106, 1039.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 12, will be calendared for February 14, 2019: HB19-1019.

House in recess. House reconvened.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: HB19-1015; SB19-028, 045, and 058.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: SB19-105.
SB19-019 Amended in General Orders as printed in Senate Journal, February 8, 2019.

______________________________

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-105.
without comment, as amended, SB19-019.

______________________________

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 12, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn EdDins,
Chief Clerk
HOUSE JOURNAL
SEVENTY-SECOND GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Fortieth Legislative Day Tuesday, February 12, 2019

1 Prayer by Father Sullivan McCormick, Arrupe Jesuit High School, Denver.
2
3 The Speaker Pro Tempore called the House to order at 9:00 a.m.
4
5 Pledge of Allegiance led by Kat Pfeiffer, Mountain View High School, Loveland.
6
7 The roll was called with the following result:
8
9 Present--62.
10 Excused--Representative(s) Landgraf, Singer--2.
11 Vacancy--1
12 Present after roll call--Representative(s) Singer.
13
14 The Speaker declared a quorum present.
15
16 On motion of Representative Duran, the reading of the journal of February 11, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.
17
18 THIRD READING OF BILL(S)--FINAL PASSAGE
19
20 The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.
21
22 HB19-1083 by Representative(s) Hooton and Van Winkle, Bird, Buck, Buentello, Exum, Landgraf, Larson, Liston, McKea, Melton, Michaelson Jenet, Mullica, Soper, Titone; also Senator(s) Williams A. and Cooke, Ginal, Priola--Concerning a reclassification of the regulation of athletic trainers from registration to licensure.
23
24 The question being "Shall the bill pass?".
25 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1094  by Representative(s) Soper, Rankin, Baisley, Rich, Larson, Williams D.; also Senator(s) Woodward--Concerning the addition of basic life skills education to the list of courses for which public schools provide internet links to the department of education as part of the performance report.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, less than a majority of those elected to the House voted in the affirmative and the bill was declared lost.
HB19-1136 by Representative(s) Kraft-Tharp and Saine, Michaelson Jenet, Ransom; also Senator(s) Smallwood and Todd, Fields--Concerning access by the office of the state auditor to records necessary to conduct four statutorily authorized audits in connection with entities that are not state agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Exum, Kipp, Snyder, Titone, Van Winkle

HB19-1109 by Representative(s) Hooton and Larson; also Senator(s) Pettersen and Tate--Concerning an addition to the definition of "other outlet" to enable a licensed convalescent center to operate a pharmacy for the benefit of patients being treated in the convalescent center.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buckner, Buentello, Carver, Galindo, Humphrey, Jaquez Lewis, Kipp, Kraft-Tharp, Liston, Michaelson Jenet, Pelton, Sandridge, Snyder, Tipper, Titone, Van Winkle

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APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 12, 2019 only:

Education
Representative Catlin to replace Representative Ransom

_______________

House in recess. House reconvened.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1007 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, after line 26 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $7,000 is appropriated to the department of state. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the department may use this appropriation for personal services related to information technology services."

Renumber succeeding section accordingly.

Page 1, line 103, strick "OFFICES." and substitute "OFFICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1010 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 6, after line 19 insert:

"SECTION 5. Appropriation. For the 2019-20 state fiscal year, $43,248 is appropriated to the department of public health and environment for use by the health facilities and emergency medical services division. This appropriation is from the health facilities general licensure cash fund created in section 25-3-103.1 (1), C.R.S., and is based on an assumption that the division will require an additional 0.5 FTE. To implement this act, the division may use this appropriation for the nursing facility survey."

Renumber succeeding section accordingly.

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

HB19-1032 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 26, after line 15 insert:

"SECTION 11. Appropriation. (1) For the 2019-20 state fiscal year, $12,405 is appropriated to the department of public health and environment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $11,274 for personal services related to administration and support, which amount is based on an assumption that the department will require an additional 0.2 FTE; and

(b) $1,131 for operating expenses related to administration and support.

(2) For the 2019-20 state fiscal year, $987,595 is appropriated to the department of public health and environment for use by the prevention services division. This appropriation is from the general fund, and is based on an assumption that the division will require an additional 1.3 FTE. To implement this act, the division may use this appropriation for sexual health education."

Renumber succeeding section accordingly.

HB19-1127 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 11 insert:

"SECTION 3. Appropriation. For the 2018-19 state fiscal year, $19,992 is appropriated to the office of the governor. This appropriation is from the general fund. To implement this act, the office may use this appropriation for administration of the governor's office and residence.

SECTION 4. Appropriation. For the 2019-20 state fiscal year,
$66,640 is appropriated to the office of the governor. This appropriation is from the general fund. To implement this act, the office may use this appropriation for administration of the governor's office and residence.'.

Renumber succeeding section accordingly.

Page 1, line 103, strike "CARE," and substitute "CARE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

SB19-111 be referred to the Committee of the Whole with favorable recommendation.

SB19-112 be referred to the Committee of the Whole with favorable recommendation.

SB19-113 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 5, line 5, in the GENERAL FUND column strike "24,340,937" and substitute "23,946,111" and in the FEDERAL FUNDS column strike "34,945,568(I)" and substitute "35,340,394(I)".

Page 5, line 7 strike "$5,497,232" and substitute "$5,497,216".

Page 5, line 10, strike "$110,793" and substitute "$110,793 $110,809".

Page 6, line 1, strike "$531,795" and substitute "$531,795 $199,049".

Page 6, line 2, strike "$434,930" and substitute "$434,930 $767,676".

Page 11, line 6, strike "$4,394,553" and substitute "$4,340,715" and strike "$366,256" and substitute "$366,256 $420,094".

Page 14, line 4, in the GENERAL FUND column strike "5,973,385(M)" and substitute "5,973,385(M)" and in the FEDERAL FUNDS column strike "11,414,103" and substitute "11,414,103".

Page 14, strike line 5.

Page 32, line 4, in the ITEM & SUBTOTAL column strike "10,005,283" and substitute "13,837,793", in the GENERAL FUND column strike "5,002,642(M)" and substitute "6,918,897(M)", and in the FEDERAL FUNDS column strike "5,002,641" and substitute "6,918,896".

Adjust affected totals accordingly.

SB19-114 be referred to the Committee of the Whole with favorable recommendation.
SB19-115 be referred to the Committee of the Whole with favorable recommendation.

SB19-116 be referred to the Committee of the Whole with favorable recommendation.

SB19-117 be referred to the Committee of the Whole with favorable recommendation.

SB19-118 be referred to the Committee of the Whole with favorable recommendation.

SB19-119 be referred to the Committee of the Whole with favorable recommendation.

SB19-120 be referred to the Committee of the Whole with favorable recommendation.

SB19-121 be referred to the Committee of the Whole with favorable recommendation.

SB19-122 be referred to the Committee of the Whole with favorable recommendation.

SB19-123 be referred to the Committee of the Whole with favorable recommendation.

SB19-124 be referred to the Committee of the Whole with favorable recommendation.

SB19-125 be referred to the Committee of the Whole with favorable recommendation.

SB19-126 be referred to the Committee of the Whole with favorable recommendation.

SB19-127 be referred to the Committee of the Whole with favorable recommendation.

SB19-128 be referred to the Committee of the Whole with favorable recommendation.
ENERGY & ENVIRONMENT

After consideration on the merits, the Committee recommends the following:

HB19-1037 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add article 41 to title 40 as follows:

ARTICLE 41

Colorado Energy Impact Assistance Act

PART 1

ENERGY IMPACT ASSISTANCE BONDS

40-41-101. Short title. The short title of this article 41 is the "Colorado Energy Impact Assistance Act".

40-41-102. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) Colorado's electric utilities will continue to face the need to retire existing electric generating facilities to reduce electricity rates for customers and ensure the health and well-being of Colorado's natural environment and residents;

(b) The closure of electric generating facilities may have direct economic impacts on Colorado communities where the facilities are located, electric generating facility workers, and communities where fuels for the facilities are produced;

(c) Customers of Colorado's electric utilities have an interest in ensuring that their utilities are providing efficient and cost-effective electric generation;

(d) Colorado communities and workers may be directly affected by the closure of electric generating facilities, and it is in the best interest of the state to ensure that Colorado's workforce is able to adapt to the state's changing energy portfolio;

(e) There are alternative financing mechanisms used by more than twenty other states since 1997 that will result in lower costs to electric utility customers, and the use of these mechanisms can ensure that both the costs of retiring electric generating facilities located in the state and transition costs for directly affected Colorado communities and electric generating facility workers can be financed in a way that reduces the total amount of costs being included in customer rates;

(f) Customer costs of alternative financing mechanisms can be minimized by achieving the highest possible credit rating from independent credit rating agencies, which requires special procedures and conditions including:

(I) The use of limited purpose bankruptcy-remote financing entities to issue ratepayer-backed bonds;

(II) The creation of a properly structured and implemented adjustment mechanism to adjust the charge dedicated to the repayment of the bonds to enable consistent,
ACCURATE, AND TIMELY REMITTANCES TO THE FINANCING ENTITIES FOR
THE BENEFIT OF BONDHOLDERS; AND

(III) A STATE PLEDGE THAT CONSTITUTES AN ENFORCEABLE
PROMISE THAT THE STATE WILL NOT TAKE ANY ACTION THAT WOULD
PREVENT, OBSTRUCT, IMPAIR, OR LIMIT THE PAYMENT OF PRINCIPAL AND
INTEREST ON SECURITIZED ELECTRIC UTILITY RATEPAYER-BACKED BONDS
AS THOSE AMOUNTS BECOME LEGALLY DUE AND OWING; AND

(g) TO IMPLEMENT THIS ALTERNATIVE FINANCING MECHANISM, IT
IS NECESSARY TO AUTHORIZE THE PUBLIC UTILITIES COMMISSION TO
REVIEW AND APPROVE ONE OR MORE FINANCING ORDERS THAT ADVANCE
THESE GOALS IF IT DEEMS SUCH APPROVAL APPROPRIATE AND IN THE
INTEREST OF RATEPAYERS.

(2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

(a) IT IS THE POLICY OF THE STATE TO ASSIST COLORADO ELECTRIC
GENERATING FACILITY WORKERS WHO ARE DIRECTLY IMPACTED BY THE
RETRACTION OF ELECTRIC GENERATING FACILITIES, THE COMMUNITIES
WHERE THE FACILITIES ARE LOCATED, AND THE COMMUNITIES WHERE
FUELS FOR THE FACILITIES ARE PRODUCED;

(b) IT IS THEREFORE IN THE INTEREST OF THE STATE AND ITS
CITIZENS TO ENCOURAGE AND FACILITATE THE USE OF SECURITIZED
RATEPAYER-BACKED BONDS AS A METHOD FOR ENABLING ELECTRIC
UTILITIES TO LOWER THE COST OF FINANCING THE RETIREMENT OF
ELECTRIC GENERATING FACILITIES UNDER CERTAIN CONDITIONS AND TO
EMPower THE PUBLIC UTILITIES COMMISSION TO REVIEW SUCH
SECURITIZATION MECHANISMS TO DETERMINE WHETHER THEY ARE
CONSISTENT WITH THE PUBLIC INTEREST AND WORTHY OF APPROVAL;

(c) THE PRIMARY PURPOSE OF THIS ACT IS TO AUTHORIZE THE
ISSUANCE OF LOW-COST SECURITIZED RATEPAYER-BACKED BONDS, THE
PROCEEDS OF WHICH MUST BE USED SOLELY:

(I) TO PROVIDE TRANSITION ASSISTANCE TO COLORADO
COMMUNITIES AND ELECTRIC GENERATING FACILITY WORKERS THAT ARE
DIRECTLY IMPACTED BY THE RETIREMENT OF ELECTRIC GENERATING
FACILITIES;

(II) TO LOWER RATES PAID BY ELECTRIC UTILITY CUSTOMERS BY
REDUCING FINANCING COSTS OF CERTAIN RETIRED ELECTRIC GENERATING
FACILITIES; AND

(III) TO MAKE AVAILABLE CAPITAL INVESTMENT FOR MODERNIZED
FACILITIES AND SERVICES INCLUDING LEAST-COST ELECTRIC GENERATING
FACILITIES AND OTHER SUPPLY-SIDE AND DEMAND-SIDE RESOURCES; AND

(d) AN ADDITIONAL PURPOSE OF THIS ACT IS TO CREATE THE
COLORADO ENERGY IMPACT ASSISTANCE AUTHORITY TO ASSIST WITH THE
ADMINISTRATION OF THE PORTION OF SECURITIZED RATEPAYER-BACKED
BOND PROCEEDS THAT IS DEDICATED TO TRANSITION ASSISTANCE FOR
DIRECTLY IMPACTED COLORADO COMMUNITIES AND ELECTRIC
GENERATING FACILITY WORKERS.

40-41-103. Definitions. AS USED IN THIS ARTICLE 41 AND FOR USE
BY THE COMMISSION, AND IN THE COURSE OF THE REVIEW BY
INDEPENDENT CREDIT RATING AGENCIES THAT IS NECESSARY TO ACHIEVE
THE HIGHEST POSSIBLE BOND RATINGS, UNLESS THE CONTEXT OTHERWISE
REQUIRES:

(1) "Ancillary agreement" means any bond, insurance
policy, letter of credit, reserve account, surety bond, interest
rate lock or swap arrangement, hedging arrangement, liquidity
or credit support arrangement, or other financial arrangement
entered into in connection with CO-EIA bonds that is designed to
PROMOTE THE CREDIT QUALITY AND MARKETABILITY OF THE CO-EIA BONDS OR TO MITIGATE THE RISK OF AN INCREASE IN INTEREST RATES.

(2) "ASSIGNEE" MEANS ANY PERSON TO WHICH AN INTEREST IN CO-EIA PROPERTY IS SOLD, ASSIGNED, TRANSFERRED, OR CONVEYED, OTHER THAN AS SECURITY, AND ANY SUCCESSOR TO OR SUBSEQUENT ASSIGNEE OF SUCH A PERSON.

(3) "AUTHORITY" MEANS THE COLORADO ENERGY IMPACT ASSISTANCE AUTHORITY CREATED IN SECTION 40-41-201 (1).

(4) "BOARD" MEANS THE BOARD OF DIRECTORS OF THE AUTHORITY CREATED IN SECTION 40-41-201 (2)(a).

(5) "BONDHOLDER" MEANS ANY HOLDER OR OWNER OF CO-EIA BONDS.

(6) "CO-EIA" MEANS COLORADO ENERGY IMPACT ASSISTANCE.

(7) "CO-EIA BONDS" MEANS LOW-COST CORPORATE SECURITIES, SUCH AS SENIOR SECURED BONDS, DEBENTURES, NOTES, CERTIFICATES OF PARTICIPATION, CERTIFICATES OF BENEFICIAL INTEREST, CERTIFICATES OF OWNERSHIP, OR OTHER EVIDENCES OF INDEBTEDNESS OR OWNERSHIP THAT HAVE A SCHEDULED MATURITY OF NO LONGER THAN THIRTY YEARS AND A FINAL LEGAL MATURITY DATE THAT IS NOT LATER THAN THIRTY-TWO YEARS FROM THE ISSUE DATE, THAT ARE RATED AA OR AA2 OR BETTER BY AT LEAST ONE MAJOR INDEPENDENT CREDIT RATING AGENCY AT THE TIME OF ISSUANCE, AND THAT ARE ISSUED BY AN ELECTRIC UTILITY OR AN ASSIGNEE PURSUANT TO A FINANCING ORDER, THE PROCEEDS OF WHICH ARE USED TO RECOVER, FINANCE, OR REFINANCE COMMISSION-APPROVED CO-EIA COSTS AND FINANCING COSTS, INCLUDING ASSISTANCE TO AFFECTED WORKERS AND COMMUNITIES, AND THAT ARE SECURED BY OR PAYABLE FROM CO-EIA PROPERTY. IF CERTIFICATES OF PARTICIPATION OR OWNERSHIP ARE ISSUED, REFERENCES IN THIS SECTION TO PRINCIPAL, INTEREST, OR PREMIUM REFER TO COMPARABLE AMOUNTS UNDER THOSE CERTIFICATES.

(8) "CO-EIA CHARGE" MEANS A CHARGE IN AN AMOUNT DETERMINED APPROPRIATE BY THE COMMISSION AND AUTHORIZED BY THE COMMISSION IN A FINANCING ORDER IN ORDER TO PROVIDE A SOURCE OF REVENUE SOLELY TO REPAY, FINANCE, OR REFINANCE COMMISSION-APPROVED CO-EIA COSTS AND FINANCING COSTS THAT ARE IMPOSED ON AND ARE A PART OF ALL CUSTOMER BILLS AND ARE COLLECTED IN FULL BY THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES, ITS SUCCESSORS OR ASSIGNEES, OR A COLLECTION AGENT THROUGH A NONBYPASSABLE CHARGE THAT IS SEPARATE AND APART FROM THE ELECTRIC UTILITY’S BASE RATES.

(9) (a) "CO-EIA COSTS" MEANS:

(I) (A) AT THE OPTION OF AND UPON PETITION BY AN ELECTRIC UTILITY, AND AS APPROVED BY THE COMMISSION PURSUANT TO SECTION 40-41-105, THE PRETAX COSTS THAT THE ELECTRIC UTILITY HAS INCURRED OR WILL INCUR THAT ARE CAUSED BY, ASSOCIATED WITH, OR REMAIN AS A RESULT OF THE RETIREMENT OF AN ELECTRIC GENERATING FACILITY LOCATED IN THE STATE.

(B) AS USED IN THIS SUBSECTION (9), "PRETAX COSTS", IF APPROVED BY THE COMMISSION, INCLUDE, BUT ARE NOT LIMITED TO, THE UNRECOVERED CAPITALIZED COST OF A RETIRED ELECTRIC GENERATING FACILITY, COSTS OF DECOMMISSIONING AND RESTORING THE SITE OF THE ELECTRIC GENERATING FACILITY, AND OTHER APPLICABLE CAPITAL AND OPERATING COSTS, ACCRUED CARRYING CHARGES, DEFERRED EXPENSES, REDUCTIONS FOR APPLICABLE INSURANCE AND SALVAGE PROCEEDS AND THE COSTS OF RETIRING ANY EXISTING INDEBTEDNESS, FEES, COSTS, AND EXPENSES TO MODIFY EXISTING DEBT AGREEMENTS OR FOR WAIVERS OR
CONSENTS RELATED TO EXISTING DEBT AGREEMENTS.

(II) AMOUNTS REQUIRED TO BE TRANSFERRED TO THE AUTHORITY FOR TRANSITION ASSISTANCE AND THE PAYMENT OF THE AUTHORITY'S REASONABLE AND NECESSARY ADMINISTRATIVE AND OPERATING COSTS AS REQUIRED BY A FINANCING ORDER.

(III) PRETAX COSTS THAT AN ELECTRIC UTILITY HAS PREVIOUSLY INCURRED RELATED TO THE COMMISSION-APPROVED CLOSURE OF AN ELECTRIC GENERATING FACILITY OCCURRING BEFORE THE EFFECTIVE DATE OF THIS SECTION.

(b) "CO-EIA COSTS" DO NOT INCLUDE ANY MONETARY PENALTY, FINE, OR FORFEITURE ASSESSED AGAINST AN ELECTRIC UTILITY BY A GOVERNMENT AGENCY OR COURT UNDER A FEDERAL OR STATE ENVIRONMENTAL STATUTE, RULE, OR REGULATION.

(10) "CO-EIA PROPERTY" MEANS:

(a) ALL RIGHTS AND INTERESTS OF AN ELECTRIC UTILITY OR SUCCESSOR OR ASSIGNEE OF AN ELECTRIC UTILITY UNDER A FINANCING ORDER FOR THE RIGHT TO IMPOSE, BILL, COLLECT, AND RECEIVE CO-EIA CHARGES AS IT IS AUTHORIZED TO DO SOLELY UNDER THE FINANCING ORDER AND TO OBTAIN PERIODIC ADJUSTMENTS TO SUCH CO-EIA CHARGES AS PROVIDED IN THE FINANCING ORDER; AND

(b) ALL REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENTS, PAYMENTS, MONEY, OR PROCEEDS ARISING FROM THE RIGHTS AND INTERESTS SPECIFIED IN SUBSECTION (10)(a) OF THIS SECTION, REGARDLESS OF WHETHER SUCH REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS ARE IMPOSED, BILLED, RECEIVED, COLLECTED, OR MAINTAINED TOGETHER WITH OR COMMINGLED WITH OTHER REVENUE, COLLECTIONS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS.

(11) "CO-EIA REVENUE" MEANS ALL REVENUE, RECEIPTS, COLLECTIONS, PAYMENTS, MONEY, CLAIMS, OR OTHER PROCEEDS ARISING FROM CO-EIA PROPERTY.

(12) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO.

(13) "CUSTOMER" MEANS A PERSON THAT TAKES ELECTRIC DISTRIBUTION OR ELECTRIC TRANSMISSION SERVICE FROM AN ELECTRIC UTILITY FOR CONSUMPTION OF ELECTRICITY IN THE STATE.

(14) "ELECTRIC UTILITY" MEANS AN ENTITY OPERATING FOR THE PURPOSE OF SUPPLYING ELECTRICITY TO THE PUBLIC FOR DOMESTIC, MECHANICAL, OR PUBLIC USES AND INCLUDES AN INVESTOR-OWNED ELECTRIC UTILITY SUBJECT TO REGULATION UNDER ARTICLES 1 TO 7 OF THIS TITLE 40, A MUNICIPALLY-OWNED UTILITY, AND A COOPERATIVE ELECTRIC ASSOCIATION.

(15) "FINANCING COSTS" MEANS, IF APPROVED BY THE COMMISSION IN A FINANCING ORDER, COSTS TO ISSUE, SERVICE, REPAY, OR REFINANCE CO-EIA BONDS, WHETHER INCURRED OR PAID UPON ISSUANCE OF THE CO-EIA BONDS OR OVER THE LIFE OF THE CO-EIA BONDS, AND INCLUDES:

(a) PRINCIPAL, INTEREST, AND REDEMPTION PREMIUMS THAT ARE PAYABLE ON CO-EIA BONDS;

(b) ANY PAYMENT REQUIRED UNDER AN ANCILLARY AGREEMENT AND ANY AMOUNT REQUIRED TO FUND OR REPLENISH A RESERVE ACCOUNT OR OTHER ACCOUNTS ESTABLISHED UNDER THE TERMS OF ANY INDENTURE, ANCILLARY AGREEMENT, OR OTHER FINANCING DOCUMENT PERTAINING TO CO-EIA BONDS;

(c) ANY OTHER DEMONSTRABLE COSTS RELATED TO ISSUING,
SUPPORTING, REPAYING, REFUNDING, AND SERVICING CO-EIA BONDS,
INCLUDING, BUT NOT LIMITED TO, SERVICING FEES, ACCOUNTING AND
AUDITING FEES, TRUSTEE FEES, LEGAL FEES, CONSULTING FEES, FINANCIAL
ADVISOR FEES, ADMINISTRATIVE FEES, PLACEMENT AND UNDERWRITING
FEES, CAPITALIZED INTEREST, RATING AGENCY FEES, STOCK EXCHANGE
LISTING AND COMPLIANCE FEES, SECURITY REGISTRATION FEES, FILING
FEES, INFORMATION TECHNOLOGY PROGRAMMING COSTS, AND ANY OTHER
DEMONSTRABLE COSTS NECESSARY TO OTHERWISE ENSURE AND
GUARANTEE THE TIMELY PAYMENT OF CO-EIA BONDS OR OTHER
AMOUNTS OR CHARGES PAYABLE IN CONNECTION WITH CO-EIA BONDS;
(d) ANY TAXES AND LICENSE FEES IMPOSED ON THE REVENUE
GENERATED FROM THE COLLECTION OF A CO-EIA CHARGE;
(e) ANY STATE AND LOCAL TAXES, INCLUDING FRANCHISE, SALES
AND USE, AND OTHER TAXES OR SIMILAR CHARGES, INCLUDING, BUT NOT
LIMITED TO, REGULATORY ASSESSMENT FEES, WHETHER PAID, PAYABLE,
OR ACCRUED; AND
(f) ANY COSTS INCURRED BY AN ELECTRIC UTILITY TO PAY THE
COMMISSION'S COSTS OF ENGAGING SPECIALIZED COUNSEL AND EXPERT
CONSULTANTS EXPERIENCED IN SECURITIZED ELECTRIC UTILITY
RATEPAYER-BACKED BOND FINANCING SIMILAR TO CO-EIA BONDS AS
AUTHORIZED BY SECTION 40-41-108 (4).
(16) "FINANCING ORDER" MEANS AN ORDER OF THE COMMISSION
ISSUED PURSUANT TO SECTION 40-41-105 THAT GRANTS, IN WHOLE OR IN
PART, AN APPLICATION FILED PURSUANT TO SECTION 40-41-104 AND THAT
AUTHORIZES THE ISSUANCE OF CO-EIA BONDS IN ONE OR MORE SERIES,
THE IMPOSITION, CHARGING, AND COLLECTION OF CO-EIA CHARGES, AND
THE CREATION OF CO-EIA PROPERTY. IN A FINANCING ORDER, THE
COMMISSION MAY INCLUDE ANY CONDITIONS THAT ARE NECESSARY TO
PROMOTE THE PUBLIC INTEREST AND MAY GRANT RELIEF THAT IS
DIFFERENT FROM THAT WHICH WAS REQUESTED IN THE APPLICATION SO
LONG AS THE RELIEF IS WITHIN THE SCOPE OF THE MATTERS ADDRESSED IN
THE COMMISSION'S NOTICE OF THE APPLICATION.
(17) "FINANCING PARTY" MEANS HOLDERS OF CO-EIA BONDS AND
TRUSTEES, COLLATERAL AGENTS, ANY PARTY UNDER AN ANCILLARY
AGREEMENT, OR ANY OTHER PERSON ACTING FOR THE BENEFIT OF
HOLDERS OF CO-EIA BONDS.
(18) "FINANCING STATEMENT" HAS THE SAME MEANING AS SET
FORTH IN SECTION 4-9-102 (39).
(19) "NONBYPASSABLE" MEANS THAT THE PAYMENT OF A CO-EIA
CHARGE REQUIRED TO REPAY BONDS AND RELATED COSTS MAY NOT BE
AVOIED BY ANY CUSTOMER LOCATED WITHIN AN ELECTRIC UTILITY
SERVICE AREA, BUT MUST BE PAID BY:
(a) ALL EXISTING AND FUTURE CUSTOMERS RECEIVING RETAIL
ELECTRICITY USING UTILITY TRANSMISSION OR DISTRIBUTION FACILITIES
FROM THE ELECTRIC UTILITY OR ITS SUCCESSORS OR ASSIGNEES UNDER
COMMISSION-APPROVED RATE SCHEDULES OR UNDER SPECIAL CONTRACTS,
EVEN IF A CUSTOMER ELECTS TO PURCHASE ELECTRICITY FROM AN
ELECTRIC SUPPLIER OTHER THAN THE UTILITY; AND
(b) ANY PERSON LOCATED WITHIN THE ELECTRIC UTILITY SERVICE
AREA THAT MAY SUBSEQUENTLY RECEIVE RETAIL ELECTRICITY USING
UTILITY TRANSMISSION OR DISTRIBUTION FACILITIES FROM ANOTHER
ELECTRIC UTILITY OPERATING IN THE SAME SERVICE AREA.
(20) "SUCCESSOR" MEANS, WITH RESPECT TO ANY LEGAL ENTITY,
ANOTHER LEGAL ENTITY THAT SUCCEEDS BY OPERATION OF LAW TO THE
RIGHTS AND OBLIGATIONS OF THE FIRST LEGAL ENTITY PURSUANT TO ANY
BANKRUPTCY, REORGANIZATION, RESTRUCTURING, OTHER INSOLVENCY
PROCEEDING, MERGER, ACQUISITION, CONSOLIDATION, OR SALE OR
TRANSFER OF ASSETS, WHETHER ANY OF THESE OCCUR DUE TO A
RESTRICTURING OF THE ELECTRIC POWER INDUSTRY OR OTHERWISE.

(21) "TRANSITION ASSISTANCE" MEANS ASSISTANCE PROVIDED BY
OR DIRECTED BY THE AUTHORITY USING CO-EIA BOND PROCEEDS
TRANSFERRED BY AN ELECTRIC UTILITY TO THE AUTHORITY PURSUANT TO
THE TERMS OF A FINANCING ORDER TO ASSIST COLORADO COMMUNITIES
 THAT ARE DIRECTLY IMPACTED BY THE RETIREMENT OF AN ELECTRIC
GENERATING FACILITY AND MAY INCLUDE, WITHOUT LIMITATION:

(a) PAYMENT OF RETRAINING COSTS, INCLUDING COSTS OF ANY
APPRENTICESHIP PROGRAM, AS DEFINED IN SECTION 8-83-303 (2), OR
SKILLED WORKER TRAINING PROGRAM, AS DEFINED IN SECTION 8-83-303
(10), FOR DIRECTLY DISPLACED ELECTRIC GENERATING FACILITY
WORKERS;

(b) FINANCIAL ASSISTANCE FOR DIRECTLY DISPLACED ELECTRIC
GENERATING FACILITY WORKERS;

(c) FOR A PERIOD OF NO MORE THAN FIVE YEARS, COMPENSATION
TO LOCAL GOVERNMENTS FOR LOSSES OF PROPERTY TAX REVENUE
RESULTING DIRECTLY FROM THE RETIREMENT OF THE ELECTRIC
GENERATING FACILITY, WHICH COMPENSATION MAY BE REDUCED
ANNUALLY DURING THE PERIOD DURING WHICH IT IS PROVIDED;

(d) PAYMENT OF RETRAINING COSTS, INCLUDING COSTS OF ANY
APPRENTICESHIP PROGRAM, AS DEFINED IN SECTION 8-83-303 (2), OR
SKILLED WORKER TRAINING PROGRAM, AS DEFINED IN SECTION 8-83-303
(10), AND PROVISION OF FINANCIAL ASSISTANCE, INCLUDING WAGE
SUPPORT OR SUPPLEMENTAL RETIREMENT SUPPORT, FOR COLORADO
WORKERS AND ASSISTANCE TO LOCAL GOVERNMENTS WITH LOSSES OF TAX
REVENUE DIRECTLY RELATED TO PRODUCTION OF FUEL PREVIOUSLY USED
IN THE RETIRED FACILITIES; AND

(e) JOB RETRAINING AND EDUCATION FOR WORKERS WHO ARE
COLORADO RESIDENTS WHO WERE DIRECTLY INVOLVED IN THE TRANSPORT
OF FUEL TO A RETIRED COLORADO ELECTRIC GENERATING FACILITY AND
WHO ARE LAID OFF OR EXPERIENCE REDUCED WORK SCHEDULES
RESULTING FROM THE RETIREMENT OF THE ELECTRIC GENERATING
FACILITY.

40-41-104. Financing orders - application requirements.
(1) AN ELECTRIC UTILITY MAY APPLY TO THE COMMISSION FOR A
FINANCING ORDER AS AUTHORIZED BY THIS SECTION.

(2) (a) AN INVESTOR-OWNED OR OTHER REGULATED ELECTRIC
UTILITY MAY FILE AN APPLICATION FOR APPROVAL TO ISSUE CO-EIA
BONDS IN ONE OR MORE SERIES, IMPOSE, CHARGE, AND COLLECT CO-EIA
CHARGES, AND CREATE CO-EIA PROPERTY RELATED TO THE RETIREMENT
OF AN ELECTRIC GENERATING FACILITY IN COLORADO THAT HAS
PREVIOUSLY BEEN APPROVED BY THE COMMISSION.

(b) AN ELECTRIC UTILITY THAT IS NOT REGULATED MAY FILE AN
APPLICATION FOR APPROVAL TO ISSUE CO-EIA BONDS IN ONE OR MORE
SERIES, IMPOSE, CHARGE, AND COLLECT CO-EIA CHARGES, AND CREATE
CO-EIA PROPERTY RELATED TO THE RETIREMENT OF AN ELECTRIC
GENERATING FACILITY IN COLORADO.

(c) THE COMMISSION SHALL TAKE FINAL ACTION TO APPROVE,
DENY, OR MODIFY ANY APPLICATION FOR A FINANCING ORDER AS
DESCRIBED IN SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION IN A FINAL
ORDER ISSUED IN ACCORDANCE WITH THE COMMISSION'S RULES FOR
ADDRESSING APPLICATIONS.
(3) In addition to any other information required by the Commission, an application for a financing order must include the following information:

(a) An estimated schedule for the retirement;
(b) A specification of the effects of the proposed CO-EIA bond financing on the retirement;
(c) A proposed methodology for allocating the revenue requirement for the CO-EIA charge among customer classes;
(d) A description of the nonbypassable CO-EIA charge required to be paid by customers within the electric utility's service area for recovery of CO-EIA costs;
(e) An estimate of the net present value of electric utility customer savings expected to result if the financing order is issued as determined by a net present value comparison between the costs to customers that are expected to result from the financing of the undepreciated balances of electric generating facilities with CO-EIA bonds and the costs that would result from the application of traditional electric utility financing mechanisms to the same undepreciated balances; and
(f) One or more alternative financing scenarios in addition to the preferred scenario contained in the application.

40-41-105. Issuance of financing orders. (1) Following notice and hearing on an application for a financing order as required by the Commission's rules, practice, and procedure, the Commission may issue a financing order if the Commission finds that:

(a) The CO-EIA costs described in the application related to the retirement of the electric generating facilities are reasonable;
(b) The proposed issuance of CO-EIA bonds and the imposition and collection of CO-EIA charges:
(I) Are just and reasonable;
(II) Are consistent with the public interest;
(III) Constitute a prudent and reasonable mechanism for the financing of the CO-EIA costs described in the application; and
(IV) Will provide substantial, tangible, and quantifiable benefits to customers that are greater than the benefits that would have been achieved absent the issuance of CO-EIA bonds; and
(c) The proposed structuring, marketing, and pricing of the CO-EIA bonds will:
(I) Significantly lower overall costs to customers or significantly mitigate rate impacts to customers relative to traditional methods of financing; and
(II) Achieve the maximum net present value of customer savings, as determined by the Commission in a financing order, consistent with market conditions at the time of sale and the terms of the financing order.

(2) The financing order must:
(a) Determine the maximum amount of CO-EIA costs that may be financed from proceeds of CO-EIA bonds authorized to be issued by the financing order;
(b) Notwithstanding the limitation on the use of ratepayer funds set forth in section 40-3-114, provide that an
AMOUNT OF CO-EIA BOND PROCEEDS EQUAL TO FIFTEEN PERCENT OF THE 
NET PRESENT VALUE OF ELECTRIC UTILITY CUSTOMER SAVINGS ESTIMATED 
PURSUANT TO SECTION 40-41-104 (3)(e) BE TRANSFERRED TO THE 
AUTHORITY BY THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER 
APPLIES FOR USE BY THE AUTHORITY IN PROVIDING TRANSITION 
ASSISTANCE AS REQUIRED BY SECTION 40-41-202 AND PAYING ITS 
REASONABLE AND NECESSARY ADMINISTRATIVE AND OPERATING COSTS AS 
AUTHORIZED BY SECTION 40-41-201 (3)(f); EXCEPT THAT THE COMMISSION 
MAY CONSIDER, AND IF DETERMINED AS PART OF AN EVIDENTIARY 
PROCEEDING TO BE APPROPRIATE, APPROVE THE USE OF UP TO AN 
ADDITIONAL TEN PERCENT OF THE NET PRESENT VALUE FOR SUCH USE BY 
THE AUTHORITY IF THE COMMISSION FINDS THAT FIFTEEN PERCENT IS NOT 
ADEQUATE TO MEET THE SCOPE OF LOCAL NEEDS;

(c) DESCRIBE THE PROPOSED CUSTOMER BILLING MECHANISM FOR 
CO-EIA CHARGES AND INCLUDE A FINDING THAT THE MECHANISM IS JUST 
AND REASONABLE;

(d) DESCRIBE THE FINANCING COSTS THAT MAY BE RECOVERED 
THROUGH CO-EIA CHARGES AND THE PERIOD OVER WHICH THE COSTS 
MAY BE RECOVERED, WHICH MUST END NO EARLIER THAN THE DATE OF 
FINAL LEGAL MATURITY OF THE CO-EIA BONDS;

(e) DESCRIBE THE CO-EIA PROPERTY THAT IS CREATED AND THAT 
MAY BE USED TO PAY, AND SECURE THE PAYMENT OF, THE CO-EIA BONDS 
AND FINANCING COSTS AUTHORIZED IN THE FINANCING ORDER;

(f) AUTHORIZE THE APPLICANT ELECTRIC UTILITY TO FINANCE 
CO-EIA COSTS THROUGH THE ISSUANCE OF ONE OR MORE SERIES OF 
CO-EIA BONDS. AN ELECTRIC UTILITY IS NOT REQUIRED TO SECURE A 
SEPARATE FINANCING ORDER FOR EACH ISSUANCE OF CO-EIA BONDS OR 
FOR EACH SCHEDULED PHASE OF THE PREVIOUSLY APPROVED RETIREMENT 
OF ELECTRIC GENERATING FACILITIES APPROVED IN THE FINANCING ORDER.

(g) INCLUDE AN ADJUSTMENT MECHANISM FOR MAKING 
EXPEDITIOUS PERIODIC ADJUSTMENTS IN THE CO-EIA CHARGES THAT 
CUSTOMERS ARE REQUIRED TO PAY PURSUANT TO THE FINANCING ORDER 
AND FOR MAKING ANY ADJUSTMENTS THAT ARE NECESSARY TO CORRECT 
FOR ANY OVER COLLECTION OR UNDER COLLECTION OF THE CO-EIA 
CHARGES IN PAST PERIODS OR TO OTHERWISE GUARANTEE THE TIMELY 
PAYMENT OF CO-EIA BONDS AND FINANCING COSTS AND OTHER 
REQUIRED AMOUNTS AND CHARGES PAYABLE IN CONNECTION WITH 
CO-EIA BONDS;

(h) INCLUDE ANY ADDITIONAL FINDINGS OR CONCLUSIONS DEEMED 
APPROPRIATE BY THE COMMISSION;

(i) SPECIFY THE DEGREE OF FLEXIBILITY AFFORDED TO THE 
ELECTRIC UTILITY IN ESTABLISHING THE TERMS AND CONDITIONS OF THE 
CO-EIA BONDS, INCLUDING, BUT NOT LIMITED TO, REPAYMENT 
SCHEDULES, EXPECTED INTEREST RATES, AND OTHER FINANCING COSTS;

(j) SPECIFY THE TIMING OF ACTIONS REQUIRED BY THE ORDER SO 
THAT:

(I) THE CO-EIA BONDS ARE ISSUED AS SOON AS FEASIBLE 
FOLLOWING THE ISSUANCE OF THE FINANCING ORDER, INDEPENDENT OF 
THE SCHEDULE OF CLOSING AND DECOMMISSIONING OF THE ELECTRIC 
GENERATING FACILITY;

(II) THE ENERGY ASSISTANCE FUNDS ARE TRANSFERRED TO THE 
AUTHORITY AS SOON AS FEASIBLE, BUT NO LATER THAN THE EARLIER OF 
THE DATE ON WHICH THE ELECTRIC GENERATING FACILITY CEASES 
OPERATION; AND 

(III) THE APPLICANT ELECTRIC UTILITY FILES TO REDUCE ITS RATES
AS REQUIRED IN SUBSECTION (4) OF THIS SECTION SIMULTANEOUSLY WITH
THE INCEPTION OF THE CO-EIA CHARGES AND INDEPENDENTLY OF THE
SCHEDULE OF CLOSING AND DECOMMISSIONING OF THE ELECTRIC
GENERATING FACILITY; AND

(k) SPECIFY A FUTURE RATEMAKING PROCESS TO RECONCILE ANY
DIFFERENCE BETWEEN THE PROJECTED PRETAX COSTS INCLUDED IN THE
AMOUNT FINANCED BY CO-EIA BONDS AND THE FINAL ACTUAL PRETAX
COSTS INCURRED BY THE ELECTRIC UTILITY IN RETIRING THE ELECTRIC
GENERATING FACILITY. THE RECONCILIATION MAY AFFECT THE ELECTRIC
UTILITY’S BASE RATES OR ANY RIDER ADOPTED PURSUANT TO SUBSECTION
(4) OF THIS SECTION, BUT SHALL NOT AFFECT THE AMOUNT OF THE BONDS
OR THE ASSOCIATED CO-EIA CHARGES PAID BY CUSTOMERS.

(3) A FINANCING ORDER ISSUED TO AN ELECTRIC UTILITY MUST
PERMIT AND MAY REQUIRE THE CREATION OF AN ELECTRIC UTILITY’S
CO-EIA PROPERTY PURSUANT TO SUBSECTION (2)(e) OF THIS SECTION TO
BE CONDITIONED UPON, AND SIMULTANEOUS WITH, THE SALE OR OTHER
TRANSFER OF THE CO-EIA PROPERTY TO AN ASSIGNEE AND THE PLEDGE
OF THE CO-EIA PROPERTY TO SECURE CO-EIA BONDS.

(4) A FINANCING ORDER SHALL REQUIRE THE APPLICANT ELECTRIC
UTILITY, SIMULTANEOUSLY WITH THE INCEPTION OF THE COLLECTION OF
CO-EIA CHARGES, TO REDUCE ITS RATES THROUGH A REDUCTION IN BASE
RATES OR BY A NEGATIVE RIDER ON CUSTOMER BILLS IN AN AMOUNT
EQUAL TO THE REVENUE REQUIREMENT ASSOCIATED WITH THE UTILITY
ASSETS BEING FINANCED BY CO-EIA BONDS.

40-41-106. Effect of financing order. (1) A FINANCING ORDER
REMAINS IN EFFECT UNTIL THE CO-EIA BONDS ISSUED AS AUTHORIZED BY
THE FINANCING ORDER HAVE BEEN PAID IN FULL AND ALL FINANCING
COSTS RELATING TO THE CO-EIA BONDS HAVE BEEN PAID IN FULL.

(2) A FINANCING ORDER REMAINS IN EFFECT AND UNABATED
NOTWITHSTANDING THE BANKRUPTCY, REORGANIZATION, OR INSOLVENCY
OF THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES OR
ANY AFFILIATE OF THE ELECTRIC UTILITY OR SUCCESSOR ENTITY OR
ASSIGNEE.

(3) SUBJECT TO JUDICIAL REVIEW AS PROVIDED FOR IN SECTION
40-41-109, A FINANCING ORDER IS IRREVOCABLE. THEREFORE,
NOTWITHSTANDING SECTION 40-6-112 (1), THE COMMISSION MAY NOT
REDUCE, IMPAIR, POSTPONE, OR TERMINATE CO-EIA CHARGES APPROVED
IN A FINANCING ORDER OR IMPAIR CO-EIA PROPERTY OR THE COLLECTION
OR RECOVERY OF CO-EIA REVENUE.

(4) NOTWITHSTANDING SUBSECTION (3) OF THIS SECTION, UPON ITS
OWN MOTION OR AT THE REQUEST OF AN ELECTRIC UTILITY OR ANY OTHER
PERSON, THE COMMISSION MAY COMMENCE A PROCEEDING AND ISSUE A
SUBSEQUENT FINANCING ORDER THAT PROVIDES FOR REFINANCING,
RETIRING, OR REFUNDBING CO-EIA BONDS ISSUED PURSUANT TO THE
ORIGINAL FINANCING ORDER IF:

(a) THE COMMISSION MAKES ALL OF THE FINDINGS SPECIFIED IN
SECTION 40-41-105 (1) WITH RESPECT TO THE SUBSEQUENT FINANCING
ORDER; AND

(b) THE MODIFICATION PROVIDED FOR IN THE SUBSEQUENT
FINANCING ORDER DOES NOT IMPAIR IN ANY WAY THE COVENANTS AND
TERMS OF THE CO-EIA BONDS TO BE REFINANCED, RETIRED, OR
REFUNDED.

40-41-107. Effect on commission jurisdiction. (1) EXCEPT AS
OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, IF THE
COMMISSION ISSUES A FINANCING ORDER TO AN ELECTRIC UTILITY, THE
COMMISSION SHALL NOT, IN EXERCISING ITS POWERS AND CARRYING OUT ITS DUTIES PURSUANT TO THIS ARTICLE 41:

(a) CONSIDER THE CO-EIA BONDS ISSUED PURSUANT TO THE FINANCING ORDER TO BE DEBT OF THE ELECTRIC UTILITY OTHER THAN FOR INCOME TAX PURPOSES UNLESS IT IS NECESSARY TO CONSIDER THE CO-EIA BONDS TO BE SUCH DEBT TO ACHIEVE CONSISTENCY WITH PREVAILING UTILITy DEBT RATING METHODOLOGIES;

(b) CONSIDER THE CO-EIA CHARGES PAID UNDER THE FINANCING ORDER TO BE REVENUE OF THE ELECTRIC UTILITY;

(c) CONSIDER THE CO-EIA COSTS OR FINANCING COSTS SPECIFIED IN THE FINANCING ORDER TO BE THE REGULATED COSTS OR ASSETS OF THE ELECTRIC UTILITY;

(d) DETERMINE ANY PRUDENT ACTION TAKEN BY AN ELECTRIC UTILITY THAT IS CONSISTENT WITH THE FINANCING ORDER TO BE UNJUST OR UNREASONABLE.

(2) NOTHING IN SUBSECTION (1) OF THIS SECTION:

(a) AFFECTS THE AUTHORITY OF THE COMMISSION TO APPLY OR MODIFY ANY BILLING MECHANISM DESIGNED TO RECOVER CO-EIA CHARGES;

(b) PREVENTS OR PRECLUDES THE COMMISSION FROM INVESTIGATING THE COMPLIANCE OF AN ELECTRIC UTILITY WITH THE TERMS AND CONDITIONS OF A FINANCING ORDER AND REQUIRING COMPLIANCE WITH THE FINANCING ORDER; OR

(c) PREVENTS OR PRECLUDES THE COMMISSION FROM IMPOSING REGULATORY SANCTIONS AGAINST A REGULATED ELECTRIC UTILITY FOR FAILURE TO COMPLY WITH THE TERMS AND CONDITIONS OF A FINANCING ORDER OR THE REQUIREMENTS OF THIS ARTICLE 41.

(3) THE COMMISSION MAY NOT REFUSE TO ALLOW THE RECOVERY OF ANY COSTS ASSOCIATED WITH THE RETIREMENT OF ELECTRIC GENERATING FACILITIES BY AN ELECTRIC UTILITY SOLELY BECAUSE THE ELECTRIC UTILITY HAS ELECTED TO FINANCE THOSE ACTIVITIES THROUGH A FINANCING MECHANISM OTHER THAN CO-EIA BONDS.

40-41-108. Electric utility customer protection - legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(a) THE USE OF CO-EIA BOND FINANCING WILL BRING SUBSTANTIAL BENEFITS TO COLORADO ELECTRIC UTILITY CUSTOMERS AND TO COLORADO ELECTRIC GENERATING FACILITY WORKERS AND COLORADO COMMUNITIES THAT ARE DIRECTLY IMPACTED BY THE RETIREMENT OF ELECTRIC GENERATING FACILITIES; AND

(b) BECAUSE, SUBJECT TO JUDICIAL REVIEW AS PROVIDED FOR IN SECTION 40-41-109, THE COMMISSION'S APPROVAL OF A FINANCING ORDER IS IRREVOCABLE, TYPICALLY ADDRESSES VERY LARGE AMOUNTS OF FINANCING UNDERTAKEN PURSUANT TO THIS ARTICLE 41, AND CAN ONLY BE SUPERSEDED BY THE COMMISSION THROUGH THE ISSUANCE OF A SUBSEQUENT FINANCING ORDER TO THE LIMITED EXTENT AND IN THE LIMITED CIRCUMSTANCES SPECIFIED IN SECTIONS 40-41-106 (4) AND 40-41-114 (3), IN ADDITION TO ITS OTHER POWERS AND DUTIES, THE COMMISSION HAS THE DUTY TO PERFORM AND AUTHORITY REQUIRED TO PERFORM COMPREHENSIVE DUE DILIGENCE IN ITS EVALUATION OF AN APPLICATION FOR A FINANCING ORDER AND HAS THE DUTY AND AUTHORITY TO OVERSEE THE PROCESS USED TO STRUCTURE, MARKET, AND PRICE CO-EIA BONDS.

(2) IN ADDITION TO ANY OTHER AUTHORITY OF THE COMMISSION:

(a) THE COMMISSION MAY ATTACH SUCH CONDITIONS TO THE
APPROVAL OF A FINANCING ORDER AS THE COMMISSION DEEMS APPROPRIATE TO MAXIMIZE THE FINANCIAL BENEFITS OR MINIMIZE THE FINANCIAL RISKS OF THE TRANSACTION TO CUSTOMERS AND TO DIRECTLY IMPACTED COLORADO WORKERS AND COMMUNITIES;

(b) THE COMMISSION MAY SPECIFY DETAILS OF THE PROCESS USED TO STRUCTURE, MARKET, AND PRICE CO-EIA BONDS, INCLUDING THE SELECTION OF THE UNDERWRITER OR UNDERWRITERS;

(c) THE COMMISSION SHALL REVIEW AND DETERMINE THE REASONABLENESS OF ALL PROPOSED UP-FRONT AND ONGOING FINANCING COSTS; AND

(d) THE COMMISSION SHALL ENSURE THAT THE STRUCTURING, MARKETING, AND PRICING OF CO-EIA BONDS MAXIMIZES NET PRESENT VALUE CUSTOMER SAVINGS, CONSISTENT WITH MARKET CONDITIONS AND THE TERMS OF THE FINANCING ORDER.


(4) IN PERFORMING ITS RESPONSIBILITIES UNDER THIS ARTICLE 41, THE COMMISSION MAY ENGAGE OUTSIDE CONSULTANTS AND COUNSEL, SELECTED BY THE COMMISSION, WHO ARE EXPERIENCED IN SECURITIZED ELECTRIC UTILITY RATEPAYER-BACKED BOND FINANCING SIMILAR TO CO-EIA BONDS. THESE OUTSIDE CONSULTANTS AND COUNSEL HAVE A DUTY OF LOYALTY SOLELY TO THE COMMISSION AND SHALL NOT BE INVOLVED, EITHER DIRECTLY OR INDIRECTLY THROUGH AFFILIATES, IN TRADING DEBT OR EQUITY SECURITIES ISSUED BY OR ON BEHALF OF ANY ELECTRIC UTILITY THAT HAS APPLIED FOR A FINANCING ORDER. THE EXPENSES ASSOCIATED WITH ANY ENGAGEMENT SHALL BE PAID BY THE APPLICANT UTILITY AS THEY ARE INCURRED, SHALL BE INCLUDED AS FINANCING COSTS AND INCLUDED IN THE CO-EIA CHARGE, ARE NOT AN OBLIGATION OF THE STATE, AND ARE ASSIGNED SOLELY TO THE TRANSACTION.

(5) IF AN ELECTRIC UTILITY'S APPLICATION FOR A FINANCING ORDER IS DENIED OR WITHDRAWN OR FOR ANY REASON NO CO-EIA BONDS ARE ISSUED, ANY COSTS OF RETAINING EXPERT CONSULTANTS AND COUNSEL ON BEHALF OF THE COMMISSION, AS AUTHORIZED BY SUBSECTION (4) OF THIS SECTION, SHALL BE PAID BY THE APPLICANT ELECTRIC UTILITY AND SHALL BE CONSIDERED BY THE COMMISSION AS A PRUDENT DEFERRED EXPENSE FOR RECOVERY IN THE ELECTRIC UTILITY’S FUTURE RATES.

PETITION FOR SUSPENSION AND REVIEW OF THE FINANCING ORDER ONLY IN
THE DISTRICT COURT FOR THE CITY AND COUNTY OF Denver. In the case
of any petition for suspension and review, the court shall
proceed to hear and determine the action as expeditiously as
practicable and shall give the action precedence over other
matters not accorded similar precedence by law.

40-41-110. Electric utilities - duties. (1) The electric bills of
an electric utility that has obtained a financing order and
caused CO-EIA bonds to be issued:
(a) Must explicitly reflect that a portion of the charges
on the bill represents CO-EIA charges approved in a financing
order issued to the electric utility and, if the CO-EIA property
has been transferred to an assignee, must include a statement
that the assignee is the owner of the rights to CO-EIA charges
and that the electric utility or other entity, if applicable, is
acting as a collection agent or servicer for the assignee;
(b) Must include the CO-EIA charge on each customer's
bill as a separate line item titled "energy impact assistance
charge" and may include both the rate and the amount of the
charge on each bill. The failure of an electric utility to comply
with this subsection (1) does not invalidate, impair, or affect any
financing order, CO-EIA property, CO-EIA charge, or CO-EIA
bonds, but does subject the electric utility to penalties under
applicable commission rules; and
(c) Must explain to customers in an annual filing with the
commission the rate impact that financing the retirement of
electric generating facilities has had on customer rates.
(2) An electric utility that has obtained a financing order
and caused CO-EIA bonds to be issued must demonstrate in an
annual filing with the commission that CO-EIA revenues are
applied solely to the repayment of CO-EIA bonds and other
financing costs.

40-41-111. CO-EIA property. (1) CO-EIA property that is
described in a financing order constitutes an existing present
property right or interest in an existing present property right
even though the imposition and collection of CO-EIA charges
depends on the electric utility to which the financing order is
issued performing its servicing functions relating to the
collection of CO-EIA charges and on future electricity
consumption. The property right or interest exists regardless of
whether the revenues or proceeds arising from the CO-EIA
property have been billed, have accrued, or have been collected
and notwithstanding the fact that the value or amount of the
property right or interest is dependent on the future provision
of service to customers by the electric utility or a successor or
assignee of the electric utility.
(2) CO-EIA property described in a financing order exists
until all CO-EIA bonds issued pursuant to the financing order
are paid in full and all financing costs and other costs of the
CO-EIA bonds have been recovered in full.
(3) All or any portion of CO-EIA property described in a
financing order issued to an electric utility may be transferred,
sold, conveyed, or assigned to a successor or assignee that is
wholly owned, directly or indirectly, by the electric utility
and is created for the limited purpose of acquiring, owning, or
ADMINISTERING CO-EIA PROPERTY OR ISSUING CO-EIA BONDS AS AUTHORIZED BY THE FINANCING ORDER. ALL OR ANY PORTION OF CO-EIA PROPERTY MAY BE PLEDGED TO SECURE CO-EIA BONDS ISSUED PURSUANT TO A FINANCING ORDER, AMOUNTS PAYABLE TO FINANCING PARTIES AND TO COUNTERPARTIES UNDER ANY ANCILLARY AGREEMENTS, AND OTHER FINANCING COSTS. EACH TRANSFER, SALE, CONVEYANCE, ASSIGNMENT, OR PLEDGE BY AN ELECTRIC UTILITY OR AN AFFILIATE OF AN ELECTRIC UTILITY IS A TRANSACTION IN THE NORMAL COURSE OF BUSINESS FOR PURPOSES OF SECTION 40-5-105 (1)(a).

(4) IF AN ELECTRIC UTILITY DEFAULTS ON ANY REQUIRED PAYMENT OF CHARGES ARISING FROM CO-EIA PROPERTY DESCRIBED IN A FINANCING ORDER, A COURT, UPON APPLICATION BY AN INTERESTED PARTY AND WITHOUT LIMITING ANY OTHER REMEDIES AVAILABLE TO THE APPLYING PARTY, SHALL ORDER THE SEQUESTRATION AND PAYMENT OF THE REVENUE ARISING FROM THE CO-EIA PROPERTY TO THE FINANCING PARTIES. ANY SUCH FINANCING ORDER REMAINS IN FULL FORCE AND EFFECT NOTWITHSTANDING ANY REORGANIZATION, BANKRUPTCY, OR OTHER INSOLVENCY PROCEEDINGS WITH RESPECT TO THE ELECTRIC UTILITY OR ITS SUCCESSORS OR ASSIGNEES.

(5) THE INTEREST OF A TRANSFEREE, PURCHASER, ACQUIRER, ASSIGNEE, OR PLEDGEE IN CO-EIA PROPERTY SPECIFIED IN A FINANCING ORDER ISSUED TO AN ELECTRIC UTILITY, AND IN THE REVENUE AND COLLECTIONS ARISING FROM THAT PROPERTY, IS NOT SUBJECT TO SETOFF, COUNTERCLAIM, SURCHARGE, OR DEFENSE BY THE ELECTRIC UTILITY OR ANY OTHER PERSON OR IN CONNECTION WITH THE REORGANIZATION, BANKRUPTCY, OR OTHER INSOLVENCY OF THE ELECTRIC UTILITY OR ANY OTHER ENTITY.

(6) A SUCCESSOR TO AN ELECTRIC UTILITY, WHETHER PURSUANT TO ANY REORGANIZATION, BANKRUPTCY, OR OTHER INSOLVENCY PROCEEDING OR WHETHER PURSUANT TO ANY MERGER OR ACQUISITION, SALE, OTHER BUSINESS COMBINATION, OR TRANSFER BY OPERATION OF LAW, AS A RESULT OF ELECTRIC UTILITY RESTRUCTURING OR OTHERWISE, MUST PERFORM AND SATISFY ALL OBLIGATIONS OF, AND HAS THE SAME DUTIES AND RIGHTS UNDER A FINANCING ORDER AS THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES AND SHALL PERFORM THE DUTIES AND EXERCISE THE RIGHTS IN THE SAME MANNER AND TO THE SAME EXTENT AS THE ELECTRIC UTILITY, INCLUDING COLLECTING AND PAYING TO ANY PERSON ENTITLED TO RECEIVE THEM THE REVENUES, COLLECTIONS, PAYMENTS, OR PROCEEDS OF CO-EIA PROPERTY DESCRIBED IN THE FINANCING ORDER.

40-41-112. CO-EIA bonds - legal investments - not public debt - pledge of state. (1) BANKS, TRUST COMPANIES, SAVINGS AND LOAN ASSOCIATIONS, INSURANCE COMPANIES, EXECUTORS, ADMINISTRATORS, GUARDIANS, TRUSTEES, AND OTHER FIDUCIARIES MAY LEGALLY INVEST ANY MONEY WITHIN THEIR CONTROL IN CO-EIA BONDS. PUBLIC ENTITIES, AS DEFINED IN SECTION 24-75-601 (1), MAY INVEST PUBLIC FUNDS IN CO-EIA BONDS ONLY IF THE CO-EIA BONDS SATISFY THE INVESTMENT REQUIREMENTS ESTABLISHED IN PART 6 OF ARTICLE 75 OF TITLE 24.

(2) CO-EIA BONDS ISSUED AS AUTHORIZED BY A FINANCING ORDER ARE NOT DEBT OF OR A PLEDGE OF THE FAITH AND CREDIT OR TAXING POWER OF THE STATE, ANY AGENCY OF THE STATE, OR ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE. HOLDERS OF CO-EIA BONDS HAVE NO RIGHT TO HAVE TAXES LEVIED BY THE STATE OR BY ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE FOR THE PAYMENT OF THE PRINCIPAL OR
interest on co-eia bonds. the issuance of co-eia bonds does not
directly, indirectly, or contingently obligate the state or a
political subdivision of the state to levy any tax or make any
appropriation for payment of principal or interest on the co-eia
bonds.

(3) (a) the state pledges to and agrees with holders of
co-eia bonds, any assignee, and any financing parties that the
state will not:

(i) take or permit any action that impairs the value of
co-eia property; or

(ii) reduce, alter, or impair co-eia charges that are
imposed, collected, and remitted for the benefit of holders of
co-eia bonds, any assignee, and any financing parties, until any
principal, interest, and redemption premium payable on co-eia
bonds, all financing costs, and all amounts to be paid to an
assignee or financing party under an ancillary agreement are
paid in full.

(b) a person who issues co-eia bonds may include the
pledge specified in subsection (3)(a) of this section in the co-eia
bonds, ancillary agreements, and documentation related to the
issuance and marketing of the co-eia bonds.

40-41-113. assignee or financing party not automatically
subject to commission regulation. an electric utility, assignee, or
financing party that is not already regulated by the commission
does not become subject to commission regulation solely as a
result of engaging in any transaction authorized by or
described in this article 41.

40-41-114. effect of other laws and judicial decisions. (1) if
any provision of this article 41 conflicts with any other law
regarding the attachment, assignment, perfection, effect of
perfection, or priority of any security interest in or transfer of
co-eia property, the provision of this article 41 governs to the
extent of the conflict.

(2) effective on the date that co-eia bonds are first
issued, if any provision of this article 41 is held to be invalid or
is invalidated, superseded, replaced, repealed, or expires, that
occurrence does not affect any action allowed under this
article 41 that was lawfully taken by the commission, an
electric utility, an assignee, a collection agent, a financing
party, a bondholder, or a party to an ancillary agreement
before the occurrence, and any such action remains in full force
and effect.

(3) nothing in subsection (1) or (2) of this section
precludes an electric utility for which the commission has
initially issued a financing order from applying to the
commission for:

(a) a subsequent financing order amending the financing
order as authorized by section 40-41-106 (4); or

(b) approval of the issuance of co-eia bonds to refund
all or a portion of an outstanding series of co-eia bonds.

40-41-115. choice of law. the laws of the state govern the
validity, enforceability, attachment, perfection, priority, and
exercise of remedies with respect to the transfer of an interest
or right or creation of a security interest in any co-eia
property, co-eia charge, or financing order.
40-41-116. Security interests in CO-EIA property. (1) The creation, perfection, and enforcement of any security interest in CO-EIA property to secure the repayment of the principal of and interest on CO-EIA bonds, amounts payable under any ancillary agreement, and other financing costs are governed by this section and not by the "Uniform Commercial Code", title 4.

(2) The description or indication of CO-EIA property in a transfer or security agreement and a financing statement is sufficient only if the description or indication refers to this article 41 and the financing order creating the CO-EIA property.

(3) (a) A security interest in CO-EIA property is created, valid, and binding as soon as all of the following events have occurred:
(I) The financing order that describes the CO-EIA property is issued;
(II) A security agreement is executed and delivered; and
(III) Value is received for the CO-EIA bonds.

(b) Once a security interest in CO-EIA property is created under subsection (3)(a) of this section, the security interest attaches without any physical delivery of collateral or any other act. The lien of the security interest is valid, binding, and perfected against all parties having claims of any kind in tort, contract or otherwise against the person granting the security interest, regardless of whether such parties have notice of the lien, upon the filing of a financing statement with the secretary of state. The secretary of state shall maintain a financing statement filed pursuant to this subsection (3)(b) in the same manner in which the secretary maintains financing statements filed pursuant to article 9 of title 4. The filing of any financing statement pursuant to this subsection (3)(b) is governed by article 9 of title 4 regarding the filing of financing statements.

(4) A security interest in CO-EIA property is a continuously perfected security interest and has priority over any other lien, created by operation of law or otherwise, which may subsequently attach to the CO-EIA property unless the holder of the security interest has agreed in writing otherwise.

(5) The priority of a security interest in CO-EIA property is not affected by the commingling of CO-EIA property or CO-EIA revenue with other money. An assignee, bondholder, or financing party has a perfected security interest in the amount of all CO-EIA property or CO-EIA revenue that is pledged for the payment of CO-EIA bonds even if the CO-EIA property or CO-EIA revenue is deposited in a cash or deposit account of the electric utility in which the CO-EIA revenue is commingled with other money, and any other security interest that applies to the other money does not apply to the CO-EIA revenue.

(6) Neither a subsequent order of the commission amending a financing order as authorized by section 40-41-106 (4), nor application of an adjustment mechanism as authorized by section 40-41-105 (2)(g), affects the validity, perfection, or priority of a security interest in or transfer of CO-EIA property.

40-41-117. Sales of CO-EIA property. (1) (a) A sale,
ASSIGNMENT, OR TRANSFER OF CO-EIA PROPERTY IS AN ABSOLUTE TRANSFER AND TRUE SALE OF, AND NOT A PLEDGE OF OR SECURED TRANSACTION RELATING TO, THE SELLER'S RIGHT, TITLE AND INTEREST IN, TO, AND UNDER THE CO-EIA PROPERTY IF THE DOCUMENTS GOVERNING THE TRANSACTION EXPRESSLY STATE THAT THE TRANSACTION IS A SALE OR OTHER ABSOLUTE TRANSFER. A TRANSFER OF AN INTEREST IN CO-EIA PROPERTY MAY BE CREATED ONLY WHEN ALL OF THE FOLLOWING HAVE OCCURRED:

(I) THE FINANCING ORDER CREATING AND DESCRIBING THE CO-EIA PROPERTY HAS BECOME EFFECTIVE;

(II) THE DOCUMENTS EVIDENCING THE TRANSFER OF THE CO-EIA PROPERTY HAVE BEEN EXECUTED AND DELIVERED TO THE ASSIGNEE; AND

(III) VALUE IS RECEIVED.

(b) UPON THE FILING OF A FINANCING STATEMENT WITH THE SECRETARY OF STATE, A TRANSFER OF AN INTEREST IN CO-EIA PROPERTY IS PERFECTED AGAINST ALL THIRD PERSONS, INCLUDING ANY JUDICIAL LIEN OR OTHER LIEN CREDITORS OR ANY CLAIMS OF THE SELLER OR CREDITORS OF THE SELLER, OTHER THAN CREDITORS HOLDING A PRIOR SECURITY INTEREST, OWNERSHIP INTEREST, OR ASSIGNMENT IN THE CO-EIA PROPERTY PREVIOUSLY PERFECTED IN ACCORDANCE WITH THIS SUBSECTION (1) OR SECTION 40-41-116. THE SECRETARY OF STATE SHALL MAINTAIN A FINANCING STATEMENT FILED PURSUANT TO THIS SUBSECTION (1)(b) IN THE SAME MANNER IN WHICH THE SECRETARY MAINTAINS AND IN THE SAME RECORD-KEEPING SYSTEM IN WHICH THE SECRETARY MAINTAINS FINANCING STATEMENTS FILED PURSUANT TO ARTICLE 9 OF TITLE 4. THE FILING OF ANY FINANCING STATEMENT PURSUANT TO THIS SUBSECTION (1)(b) IS GOVERNED BY ARTICLE 9 OF TITLE 4 REGARDING THE FILING OF FINANCING STATEMENTS.

(2) THE CHARACTERIZATION OF A SALE, ASSIGNMENT, OR TRANSFER AS AN ABSOLUTE TRANSFER AND TRUE SALE AND THE CORRESPONDING CHARACTERIZATION OF THE PROPERTY INTEREST OF THE ASSIGNEE IS NOT AFFECTED OR IMPAIRED BY THE EXISTENCE OR OCCURRENCE OF ANY OF THE FOLLOWING:

(a) COMINGLING OF CO-EIA REVENUE WITH OTHER MONEY;

(b) THE RETENTION BY THE SELLER OF:

(I) A PARTIAL OR RESIDUAL INTEREST, INCLUDING AN EQUITY INTEREST, IN THE CO-EIA PROPERTY, WHETHER DIRECT OR INDIRECT, OR WHETHER SUBORDINATE OR OTHERWISE; OR

(II) THE RIGHT TO RECOVER COSTS ASSOCIATED WITH TAXES, FRANCHISE FEES, OR LICENSE FEES IMPOSED ON THE COLLECTION OF CO-EIA REVENUE;

(c) ANY REcourse THAT THE PURCHASER MAY HAVE AGAINST THE SELLER;

(d) ANY INDEMNIFICATION RIGHTS, OBLIGATIONS, OR REPURCHASE RIGHTS MADE OR PROVIDED BY THE SELLER;

(e) AN OBLIGATION OF THE SELLER TO COLLECT CO-EIA REVENUES ON BEHALF OF AN ASSIGNEE;

(f) THE TREATMENT OF THE SALE, ASSIGNMENT, OR TRANSFER FOR TAX, FINANCIAL REPORTING, OR OTHER PURPOSES;

(g) ANY SUBSEQUENT FINANCING ORDER AMENDING A FINANCING ORDER AS AUTHORIZED BY SECTION 40-41-106 (4); OR

(h) ANY APPLICATION OF AN ADJUSTMENT MECHANISM AS AUTHORIZED BY SECTION 40-41-105 (2)(g).

40-41-118. Use of CO-EIA bond proceeds by an electric utility - definition. (1) FOR PURPOSES OF THIS SECTION, "LEAST-COST
GENERATION RESOURCE" MEANS AN INCREMENTAL SUPPLY-SIDE OR DEMAND-SIDE RESOURCE THAT, WHEN INCLUDED IN AN ELECTRIC UTILITY'S GENERATION PORTFOLIO, PRODUCES THE LOWEST COST AMONG ALTERNATIVE RESOURCES, CONSIDERING BOTH SHORT-TERM AND LONG-TERM COSTS AND ASSESSING THE LIKELIHOOD OF CHANGES IN FUTURE FUEL PRICES AND FUTURE ENVIRONMENTAL REQUIREMENTS, AMONG OTHER CONSIDERATIONS.

(2) SUBJECT TO COMMISSION APPROVAL AS REQUIRED BY SUBSECTION (3) OF THIS SECTION, AN ELECTRIC UTILITY THAT ISSUES CO-EIA BONDS MAY EXPEND OR INVEST AN AMOUNT EQUAL TO THE AMOUNT OF CO-EIA BOND PROCEEDS PLUS, AT ITS DISCRETION, OTHER FINANCIAL RESOURCES, IN A MANNER THAT DEMONSTRABLY BENEFITS RATEPAINTER INTERESTS, AS FOLLOWS:

(a) TO PURCHASE POWER TO REPLACE ELECTRICITY GENERATED BY THE ELECTRIC GENERATING FACILITIES THAT WERE RETIRED IF THE COMMISSION DETERMINES THAT THE PURCHASED POWER IS A LEAST-COST GENERATION RESOURCE AND IS CONSISTENT WITH THE ELECTRIC UTILITY'S APPROVED INTEGRATED RESOURCE PLAN;

(b) TO BUILD AND OWN ELECTRIC GENERATING FACILITIES THAT ARE LEAST-COST GENERATION RESOURCES, THE ADDITION OF WHICH IS NOT INCONSISTENT WITH THE ELECTRIC UTILITY'S APPROVED INTEGRATED RESOURCE PLAN;

(c) TO BUILD, OWN, OR PURCHASE ELECTRICITY STORAGE CAPACITY TO THE EXTENT THAT SUCH INVESTMENT IS EITHER REQUIRED BY LAW OR RULE OR IS NEEDED TO INCREASE THE AMOUNT OF LEAST-COST GENERATION RESOURCES THAT THE ELECTRIC UTILITY IS ABLE TO ADD TO ITS GENERATION PORTFOLIO; AND

(d) TO INVEST IN NETWORK MODERNIZATION TO THE EXTENT THAT THE MODERNIZATION IS NECESSARY TO INCREASE THE AMOUNT OF LEAST-COST GENERATION RESOURCES ABLE TO BE ADDED TO THE ELECTRIC UTILITY'S SYSTEM; EXCEPT THAT PROCEEDS MAY NOT BE USED FOR NEW TRANSMISSION FACILITIES.

(3) IN CONSIDERING ANY APPLICATION FOR APPROVAL OF THE USE OF CO-EIA BOND PROCEEDS, THE COMMISSION SHALL:

(a) USE ITS REGULAR PROCESS FOR CONSIDERATION OF APPLICATIONS;

(b) FOR LEAST-COST GENERATION RESOURCES, DETERMINE THE APPROPRIATE LEVELS OF ELECTRIC UTILITY RESOURCE OWNERSHIP, AS PROVIDED FOR IN SUBSECTION (2)(b) OF THIS SECTION, WHICH LEVELS MUST BE NO LESS THAN THE FULL VALUE OF THE ELECTRIC GENERATING FACILITIES THAT WERE RETIRED AS AUTHORIZED BY THE FINANCING ORDER, AND PURCHASED POWER, AS PROVIDED FOR IN SUBSECTION (2)(a) OF THIS SECTION; AND

(c) FULLY CONSIDER THE PROVISIONS OF SECTION 40-2-123 CONCERNING NEW ENERGY TECHNOLOGIES AND FUTURE ENVIRONMENTAL REGULATIONS.

(4) WHEN AN ELECTRIC UTILITY ACQUIRES LEAST-COST GENERATION RESOURCES TO REPLACE ELECTRIC GENERATING FACILITIES THAT WERE RETIRED AS AUTHORIZED BY A FINANCING ORDER, THE ELECTRIC UTILITY MAY OWN AN EQUIVALENT AMOUNT OF REPLACEMENT LEAST-COST GENERATION RESOURCES, AS MEASURED BY ENERGY OR CAPACITY AND TO THE EXTENT NEEDED TO SERVE EXISTING LOAD, AS FOLLOWS:

(a) UP TO AN ADDITIONAL FORTY PERCENT OF LEAST-COST GENERATION RESOURCES IF THE LEAST-COST GENERATION RESOURCES ARE
ACQUIRED TO THE EXTENT NEEDED TO SERVE EXISTING LOAD THROUGH A BUILD-OPERATE-TRANSFER AGREEMENT;
(b) ANY LARGER AMOUNT OF LEAST-COST GENERATION RESOURCES THAT IS AUTHORIZED BY THE COMMISSION; AND
(c) AN INDEPENDENT EVALUATOR, SELECTED AND EMPLOYED BY THE COMMISSION AND PAID BY THE ELECTRIC UTILITY, Performs A REVIEW, THE RESULTS OF WHICH THE INDEPENDENT EVALUATOR SHALL REPORT TO THE COMMISSION TOGETHER WITH AN EVALUATION OF THE SALE OF THE LEAST-COST GENERATION RESOURCES TO THE ELECTRIC UTILITY.

PART 2
COLORADO ENERGY IMPACT ASSISTANCE AUTHORITY

40-41-201. Colorado energy impact assistance authority - creation - board - general powers and duties. (1) The Colorado energy impact assistance authority is hereby created. The authority is an independent public body politic and corporate, is not an agency of state government, and is not subject to administrative direction by any department, commission, board, or agency of the state. The authority is a public instrumentality, and its exercise of its powers and execution of the duties as specified in this article 41 is the performance of an essential public function.

(2) (a) The authority is governed by a board of directors, which consists of seven directors appointed by the governor as follows:
(I) One director who has professional job training experience;
(II) One director who has professional experience in rural economic development;
(III) One director who has electrical trades labor experience; and
(IV) Four directors appointed without occupational requirements, but the governor shall strongly consider appointing a director who is licensed to practice law in Colorado, a director who has professional finance experience, and at least one director who resides in an area directly impacted by the retirement of one or more electric generating facilities.

(b) The governor shall appoint the initial directors of the board for terms beginning September 1, 2019. Directors serve for five-year terms; except that two of the directors shall serve initial terms of three years. The governor may remove a director for misfeasance, malfeasance, willful neglect of duty, or other cause after notice and a public hearing unless the director being removed expressly waives in writing his or her right to notice and a public hearing. The governor shall fill any vacancy on the board by the appointment of a new director for the remainder of the unexpired term of the director whose departure caused the vacancy.

(c) Directors of the board serve without compensation but are entitled to reimbursement for all necessary expenses incurred in the performance of their duties under this article 41. Reimbursement of directors must be paid by the authority.

(3) The purpose and mission of the authority is to expend money received from electric utilities that are issuing CO-EIA
BONDS AS AUTHORIZED BY FINANCING ORDERS AND FROM OTHER SOURCES
FOR THE PURPOSE OF MITIGATING DIRECT IMPACTS TO COLORADO
WORKERS AND COMMUNITIES RESULTING FROM THE RETIREMENT OF
ELECTRIC GENERATING FACILITIES. IN FURTHERANCE OF ITS MISSION, AND
IN ADDITION TO ANY OTHER POWERS AND DUTIES GRANTED TO THE
AUTHORITY BY THIS ARTICLE 41, THE AUTHORITY HAS THE FOLLOWING
GENERAL POWERS:

(a) To have the duties, privileges, immunities, rights, liabilities, and disabilities of a body corporate and political subdivision of the state;
(b) To have perpetual existence and succession;
(c) To adopt, have, and use a seal and to alter the same at its pleasure;
(d) To adopt rules, bylaws, orders, and resolutions necessary for the regulation of its affairs, the conduct of its business, the exercise of its powers, and the fulfillment of its duties and mission as specified in this Article 41;
(e) To fix the time and place of board meetings, which must be held at least four times per year and, consistent with the open meetings law under Part 4 of Article 6 of Title 24, the method of providing notice of board meetings. At least one board meeting per year must be held in-person, and other meetings may be held using audio or video telecommunications technology.
(f) To pay its reasonable and necessary administrative and operating costs from any revenue that it receives;
(g) To sue and be sued;
(h) To appoint, hire, retain, and terminate officers and employees and contract with agents, attorneys, accountants, auditors, financial advisers, investment bankers, and other professional consultants to the extent needed to exercise its powers and perform its duties under this Article 41;
(i) To enter into contracts and agreements, including memorandums of understanding or intergovernmental agreements with one or more agencies or political subdivisions of the state or another state or with the federal government, not inconsistent with this Article 41 or any other laws of the state. The authority may enter into a contract or agreement with an appropriate state agency to help the authority administer the distribution of its money as transition assistance, and, if it does so, the money administered remains money of the authority until it is distributed and is not money or revenue of the state.
(j) To acquire space, including office space, equipment, services, supplies, and insurance necessary to execute its powers, duties, and mission under this Article 41;
(k) To deposit its money in any banking institution within the state or in any depository authorized in Section 24-75-603, to appoint, for the purpose of making such deposits, one or more persons, who shall give surety bonds in such amounts and form and for such purposes as the board requires, to act as custodians of its money, and to otherwise deposit and invest its money as permitted by Part 6 of Article 75 of Title 24; and
(l) To have and exercise any other powers necessary or incidental to or implied from the specific powers and duties
GRANTED IN THIS SECTION.

40-41-202. Mitigation of impacts - specific powers and duties of authority - local advisory committees. (1) In order to mitigate the direct impacts to Colorado workers and local communities resulting from the retirement of electric generating facilities, the authority has the following specific powers and duties:

(a) To determine the direct impacts that the retirement of an electric generating facility owned by an electric utility will have on Colorado workers and communities and to consult with the department of local affairs, local governments, electric utilities, labor unions, and any other persons who possess relevant information in making any such determination;

(b) To receive payments from electric utilities required to make payments to the authority pursuant to the provisions of a financing order and maintain a balancing account to hold any excess money not needed in the short run that has separate subaccounts for each electric utility that makes payments to the authority; and

(c) (I) To provide transition assistance, which the authority may either provide directly or, except as otherwise provided in subsection (1)(c)(II) of this section, may provide indirectly by disbursing money to the department of local affairs, to any local government or agency of local government, to any nonprofit corporation or educational institution, to any for-profit corporation, to any community development agency, or to any eligible applicant, as defined in section 8-83-303(4), for its use in mitigating direct impacts to workers and local communities resulting from the retirement of electric generating facilities.

(II) The authority shall disburse at least thirty percent of all transition assistance directly to Colorado workers, and the authority shall not disburse money as transition assistance to the department of local affairs or a local government or agency of local government if the receipt of the money would trigger or increase the amount of any refund of excess state or local government revenue required by section 20 of article X of the state constitution, but may compensate the department or a local government or agency of local government for services contracted for pursuant to section 40-41-201(3)(i).

(2) When determining how best to address the direct impacts to a local community resulting from the retirement of electric generating facilities and provide transition assistance, the authority shall take into consideration the advice of a local advisory committee, which the authority shall establish in conjunction with each board of county commissioners, municipal governing body, and school district that includes all or a portion of the impacted community. A local advisory committee:

(a) consists of one member appointed by each participating board of county commissioners, municipal governing body, school district, and local labor union for affected workers;

(b) shall advise the authority with respect to the nature and scope of the direct impacts to the community resulting from the retirement of an electric generating facility and the development of a transition assistance plan for the community;
AND

(c) MAY EITHER BE DISSOLVED BY THE AUTHORITY WHEN THE
TRANSITION ASSISTANCE IS COMPLETED OR MAINTAINED TO ADVISE THE
AUTHORITY REGARDING THE IMPLEMENTATION OF THE TRANSITION
ASSISTANCE.

40-41-203. Voluntary contributions to authority by utilities.
(1) NOTWITHSTANDING THE LIMITATION ON THE USE OF RATEPAYER
FUNDS SET FORTH IN SECTION 40-3-114, UPON THE RETIREMENT OF AN
ELECTRIC GENERATING FACILITY, AN ELECTRIC UTILITY MAY, AT ITS SOLE
DISCRETION, TRANSFER TO THE AUTHORITY AN AMOUNT OF UP TO FIFTEEN
PERCENT OF THE NET PRESENT VALUE OF OPERATIONAL SAVINGS CREATED
BY THE RETIREMENT OF THE ELECTRIC GENERATING FACILITY, WHETHER
OR NOT THE ELECTRIC UTILITY HAS OBTAINED A FINANCING ORDER AND
ISSUED CO-EIA BONDS IN CONNECTION WITH THE RETIREMENT OF THE
ELECTRIC GENERATING FACILITY. A DECISION BY A COLORADO ELECTRIC
UTILITY TO TRANSFER A PERCENTAGE OF THE NET PRESENT VALUE OF
OPERATING SAVINGS TO THE AUTHORITY SHALL BE DEEMED BY THE
COMMISSION TO BE A PRUDENT ACTION BY THE UTILITY.

(2) FOR PURPOSES OF THIS SECTION, THE NET PRESENT VALUE OF
OPERATIONAL SAVINGS CREATED BY THE RETIREMENT OF AN ELECTRIC
GENERATING FACILITY IS THE NET PRESENT VALUE OF THE ANNUAL
DIFFERENCES BETWEEN THE ESTIMATED COST TO RATEPAYERS OF THE
CONTINUED OPERATION OF THE ELECTRIC GENERATING FACILITY MINUS
THE ESTIMATED COST OF ENERGY GENERATED OR PURCHASED TO REPLACE
THE ENERGY PREVIOUSLY GENERATED BY THE FACILITY.

40-41-204. Reporting to general assembly. NOTWITHSTANDING
SECTION 24-1-136 (11), FOR ANY FISCAL YEAR IN WHICH THE AUTHORITY
HAS PROVIDED TRANSITION ASSISTANCE, THE AUTHORITY, NO LATER THAN
FEBRUARY 15 OF THE FOLLOWING FISCAL YEAR, SHALL SUBMIT TO THE
JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY, THE FINANCE
COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, THE
ENERGY AND ENVIRONMENT COMMITTEE OF THE HOUSE OF
REPRESENTATIVES, AND THE TRANSPORTATION AND ENERGY COMMITTEE
OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, A REPORT THAT SETS
FORTH A COMPLETE AND DETAILED FINANCIAL AND OPERATING
STATEMENT OF THE AUTHORITY DURING THE FISCAL YEAR.

40-41-205. Authority subject to open meetings and open
records laws. THE AUTHORITY IS SUBJECT TO THE OPEN MEETINGS
PROVISIONS OF PART 4 OF ARTICLE 6 OF TITLE 24 AND THE "COLORADO
OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24.

SECTION 2. In Colorado Revised Statutes, 24-77-102, amend
the introductory portion; and add (15)(b)(XIX) as follows:

24-77-102. Definitions. As used in this article ARTICLE 77, unless
the context otherwise requires:

(15) (b) "Special purpose authority" includes, but is not limited to:

(XIX) THE COLORADO ENERGY IMPACT ASSISTANCE AUTHORITY
CREATED PURSUANT TO SECTION 40-41-201 (1).

SECTION 3. Act subject to petition - effective date. This act
takes effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly (August
2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
referendum petition is filed pursuant to section 1 (3) of article V of the
state constitution against this act or an item, section, or part of this act
within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

HB19-1078  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 7, strike "NATIONAL" and substitute "MULTIPLE".

Page 2, line 9, strike "NATIONAL" and substitute "MULTIPLE".

Page 2, strike line 12 and substitute "INCLUDED WITHIN THE REGION OF LANDS DESCRIBED IN THE FORM WHO PROVIDED ANY INFORMATION OR GRANTED ACCESS TO THEIR LAND OR PROPERTY."

HB19-1165  be postponed indefinitely.

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1135  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 3, before "(2)(d)," insert "(2)(a),".

Page 2, after line 6 insert:
"(a) "Dependent" has the same meaning as in section 152 (a) MEANS:
(I) A QUALIFYING CHILD OR QUALIFYING RELATIVE AS DEFINED IN SECTIONS 152 (c) AND 152 (d), RESPECTIVELY, OF THE INTERNAL REVENUE CODE; AND
(II) A QUALIFIED INDIVIDUAL'S SPOUSE OR THE PERSON IN A CIVIL UNION WITH THE QUALIFIED INDIVIDUAL."

HB19-1162  be referred favorably to the Committee on Rural Affairs & Agriculture.

SB19-006  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend reengrossed bill, page 3, strike lines 18 through 27.

Page 4, strike lines 1 through 6 and substitute:

"SECTION 2. In Colorado Revised Statutes, 39-26-123, amend (3) as follows:

39-26-123. Receipts - disposition - transfers of general fund surplus - sales tax holding fund - creation - definitions. (3) For any state fiscal year commencing on or after July 1, 2013, the state treasurer shall credit eighty-five percent of all net revenue collected under the provisions of this article to the old age pension fund created in section 1 of article XXIV of the state constitution. The state treasurer shall credit to the general fund the remaining fifteen percent of the net revenue, less:

(a) Ten million dollars, which the state treasurer shall credit to the older Coloradans cash fund created in section 26-11-205.5 (5); C.R.S:
(b) TEN MILLION DOLLARS FOR THE 2019-20 STATE FISCAL YEAR, WHICH THE STATE TREASURER SHALL CREDIT TO THE ELECTRONIC SALES AND USE TAX SIMPLIFICATION SYSTEM CASH FUND CREATED IN SECTION 39-26-802.7 (3); AND
(c) EIGHT MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS FOR THE 2020-21 STATE FISCAL YEAR, WHICH THE STATE TREASURER SHALL CREDIT TO THE ELECTRONIC SALES AND USE TAX SIMPLIFICATION SYSTEM CASH FUND CREATED IN SECTION 39-26-802.7 (3)."

Page 4, line 10, after "implementation -" insert "cash fund -".

Page 5, after line 20 insert:

"(3) (a) The electronic sales and use tax simplification system cash fund is hereby created in the state treasury. The fund consists of money credited to the fund pursuant to section 39-26-123 (3) and any other money that the general assembly may appropriate or transfer to the fund.
(b) The state treasurer shall credit all interest and income derived from the deposit and investment of money in the electronic sales and use tax simplification system cash fund to the fund.
(c) Subject to annual appropriation by the general assembly, the office of information technology may expend money from the fund for the initial funding and ongoing maintenance of the electronic sales and use tax simplification system. Any contract entered into for the system must provide that initial funding payments to the vendor are made on a quarterly basis."

Renumber succeeding subsection accordingly.

Page 5, after line 25 insert:

"SECTION 4. In Colorado Revised Statutes, 24-75-402, add (5)(qq) as follows:
24-75-402. Cash funds - limit on uncommitted reserves - reduction in the amount of fees - exclusions - repeal. (5) Notwithstanding any provision of this section to the contrary, the
following cash funds are excluded from the limitations specified in this section:

(qq) THE ELECTRONIC SALES AND USE TAX SIMPLIFICATION SYSTEM CASH FUND CREATED IN SECTION 39-26-802.7 (3).

SECTION 5. Appropriation. (1) For the 2019-20 state fiscal year, $9,183,000 is appropriated to the Office of the Governor for use by the Office of Information Technology. This appropriation is from the electronic sales and use tax simplification system cash fund created in section 39-26-802.7 (3), C.R.S. To implement this act, the office of information technology may use this appropriation for the initial funding of the electronic sales and use tax simplification system.

(2) (a) For the 2019-20 state fiscal year, $817,000 is appropriated to the department of revenue. This appropriation is from the electronic sales and use tax simplification system cash fund created in section 39-26-802.7 (3), C.R.S. To implement this act, the department may use this appropriation for the purchase of information technology services, specifically a global information system (GIS) database to maintain jurisdictional boundaries of sales tax districts and to calculate appropriate sales and use tax rates for individual addresses.

(b) For the 2019-20 state fiscal year, $817,000 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 revenue under subsection (2)(a) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue as specified in subsection (2)(a) of this section."

Renumber succeeding section accordingly.

Page 1, line 109, strike "JURISDICTIONS." and substitute "JURISDICTIONS, AND MAKING AN APPROPRIATION."

SB19-035 be referred favorably to the Committee on Appropriations.

RURAL AFFAIRS & AGRICULTURE

After consideration on the merits, the Committee recommends the following:

HB19-1114 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, strike lines 21 and 22 and substitute:

"(3) "DEPARTMENT" MEANS THE DEPARTMENT OF AGRICULTURE."

Page 4, line 20, strike "COVERED".

Page 5, line 12, strike "THE" and substitute "IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24, THE".
Page 5, strike lines 23 and 24 and substitute:
"(2) (a) During regular business hours, a farm shall give the commissioner access, upon the commissioner obtaining consent or an administrative search warrant, to real property used for, any building".

Page 6, after line 9 insert:
"(4) (a) The commissioner may:
(I) Administer oaths and take statements;
(II) Issue subpoenas requiring the attendance of witnesses before the commissioner and compel the witnesses to disclose all known facts concerning the matter under investigation; and
(III) Require the production of books, documents, items, or instruments.
(b) Upon the failure or refusal of a witness to obey a subpoena compelling the witness to appear and testify or to produce documentary evidence, the commissioner may petition the district court to compel the witness to obey the subpoena. Upon a proper showing, the court may enter an order requiring compliance with the subpoena. Failure to obey the court's order is punishable as a contempt of court.".

Page 6, strike lines 15 and 16 and substitute "under this article 77; or".

Page 7, after line 16 insert:
"35-77-109. Unlawful acts. (1) Unless authorized by law, it is unlawful for any person to:
(a) Refuse to comply with a cease-and-desist order issued under section 35-77-108; or
(b) Make a material misstatement in a registration or to the commissioner or the department during an official investigation.
(2) It is unlawful for an employee, official of the department, or person designated by the commissioner to:
(a) Use for private advantage any information derived from reports or records submitted to the department in accordance with this article 77;
(b) Disclose any information derived from reports or records submitted to the department in accordance with this article 77; except that the information may be disclosed to:
(I) A court of this or other states; or
(II) People who are authorized to receive the information, reports, or records.".

Page 8, strike lines 3 and 4 and substitute:
"(2) To impose an administrative penalty, the commissioner must give the alleged violator notice and an opportunity for a hearing in accordance with article 4 of title 24.".

Page 8, strike lines 7 and 8 and substitute "commissioner may bring suit to recover the penalty. In any action".

Renumber succeeding statutory sections accordingly.
SJM19-001 be referred to the House for final action.

SJM19-002 be referred to the House for final action.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-100 Amended in General Orders as printed in Senate Journal, February 11, 2019.


The Senate has passed on Third Reading and returns herewith: HB19-1011.

The Senate has concurred in House Amendments to SB19-018 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-092.
without comment, as amended, HB19-1029.
without comment, as amended, SB19-013, 049, 071, and 100.

INTRODUCTION OF BILLS

First Reading

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

HB19-1176 by Representative(s) Sirota and Jaquez Lewis, Benavidez, Singer; also Senator(s) Foote--Concerning the enactment of the "Health Care Cost Savings Act of 2019" that creates a task force to analyze health care financing systems in order to give the general assembly findings regarding the systems' costs of providing adequate health care to residents of the state.

Committee on Health & Insurance
SB19-019 by Senator(s) Fields; also Representative(s) Gray, Hooton--Concerning the power of a county to restrict the use of fireworks during the period between May 31 and July 5 of any year.
Committee on Rural Affairs & Agriculture

SB19-049 by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning increasing the statute of limitations for certain failure to report child sexual abuse crimes.
Committee on Judiciary

SB19-071 by Senator(s) Fields; also Representative(s) Roberts--Concerning expanding the admission of out-of-court statements of a child.
Committee on Judiciary

SB19-100 by Senator(s) Gardner; also Representative(s) Tipper--Concerning the creation of the "Uniform Civil Remedies for Unauthorized Disclosure of Intimate Images Act".
Committee on Judiciary

SB19-105 by Senator(s) Rodriguez; also Representative(s) Tipper--Concerning the "Colorado Uniform Directed Trust Act".
Committee on Finance

On motion of Representative Buckner, the House adjourned until 9:00 a.m., February 13, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIlyn EDDINS,
Chief Clerk
Prayer by Representative Tony Exum, Colorado Springs.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Elam Fifer, Colorado Connections Academy, Westminster, Jackson Francis, Mickeljohn Elementary, Arvada.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Becker, Bird, Humphrey--3.
Vacancy--1.
Present after roll call--Representative(s) Becker, Bird, Humphrey.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Duran, the reading of the journal of February 12, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

CONSIDERATION OF MEMORIAL(S)

SJM19-001 by Senator(s) Crowder; also Representative(s) Esgar--Memorializing the United States Congress to fulfill the commitment of the federal government to provide funding for the Arkansas Valley Conduit project.

(Printed and placed in members' files.)

On motion of Representative Esgar, the memorial was adopted by viva voce vote.

Current roll call added as co-sponsors: Representative(s) Arndt, Baisley, Beckman, Benavidez, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Larson, Lewis, Liston, Lontine, McCluskie, McKean, McLachlan, Melton, Michaelson Jenet, Mullica,
SJM19-002 by Senator(s) Crowder and Coram; also Representative(s) Esgar and Catlin, Roberts--Concerning memorializing the United States Congress to enact legislation directing the United States Army Corps of Engineers, in conjunction and cooperation with the Lower Arkansas Valley Water Conservancy District, to dredge a portion of the Arkansas River.

(Printed and placed in members' files.)

On motion of Representative Esgar, the memorial was adopted by **viva voce** vote.


**___________**

**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until February 14, retaining place on Calendar:

Consideration of Senate Amendment(s)--**HB19-1029**.

**___________**

House in recess. House reconvened.

**___________**

**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**EDUCATION**

After consideration on the merits, the Committee recommends the following:

**HB19-1116** be postponed indefinitely.

**HB19-1121** be amended as follows, and as so amended, be referred to the Committee on **Appropriations** with favorable recommendation:

Amend printed bill, page 2, line 7, strike "2020-21," and substitute "2022-23,".
Page 2, line 11, strike "OR 2020-21" and substitute "2020-21, 2021-22, OR 2022-23".

Page 2, strike lines 12 through 18.

Strike page 3.

Renumber succeeding section accordingly.

**HB19-1137** be referred to the Committee of the Whole with favorable recommendation.

**HB19-1152** be referred to the Committee of the Whole with favorable recommendation.

**JUDICIARY**
After consideration on the merits, the Committee recommends the following:

**HB19-1144** be postponed indefinitely.

**HB19-1146** be postponed indefinitely.

**HB19-1148** be referred to the Committee of the Whole with favorable recommendation.

**SB19-042** be referred to the Committee of the Whole with favorable recommendation.
DELIVERY OF BILL TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bill has been delivered to the Office of the Governor: HB19-1015 at 10:11 a.m. on February 13, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

- SB19-095 and 102
- SB19-017 Amended in General Orders as printed in Senate Journal, February 12, 2019.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

- without comment, SB19-095 and 102.
- without comment, as amended, SB19-017 and 063.

On motion of Representative Garnett, the following bill(s) calendared for General Orders on February 14, will be calendared in the following order: SB19-115, 116, 117, 118, 119, 120, 124, 113, 125, 114, 121, 122, 123, 111, 112, 126, 127, 128, HB19-1108, 1106, 1039, 1019, 1007, 1010, 1032, 1127, 1037, 1078, 1135, 1114.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 14, 2019.

Approved: KC Becker, Speaker

Attest: MARILYN EDDINS, Chief Clerk
Prayer by the Reverend Brad Lourvick, Highlands United Methodist Church, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Aiden McKean, Rogan William, Sara Arnold, Thompson Valley High School, Loveland.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Ardnt, Kennedy, Lewis--3.
Vacancy--1.

Present after roll call--Representative(s) Kennedy.

The Speaker declared a quorum present.

On motion of Representative Duran, the reading of the journal of February 13, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 14, 2019 only:

Education
Representative Catlin to replace Representative Ransom

On motion of Representative Gray, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:
(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**SB19-115** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the judicial department.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-116** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of law.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-117** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of local affairs.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-118** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of military and veterans affairs.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-119** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of personnel.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-120** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of public health and environment.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-124** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of state.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-113 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of health care policy and financing.

Amendment No. 1, Appropriations Report, dated February 12, 2019, and placed in member's bill file; Report also printed in House Journal, February 13, 2019.

Amendment No. 2, by Representative(s) Hansen.

Amend reengrossed bill, page 16, line 8, strike "Individuals" and substitute "INDIVIDUALS".

Page 16, line 9, in the TOTAL column strike "7,878,707,978" and substitute "7,879,107,978", in the CASH FUNDS column strike "1,061,288,833" and substitute "1,061,488,833", and in the FEDERAL FUNDS column strike "4,583,112,095" and substitute "4,583,312,095".

Adjust affected totals accordingly.

Page 17, line 10, strike "$500,000" and substitute "$500,000 $700,000".

Page 35, after line 15 insert:

"14b DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, MEDICAL SERVICES PREMIUMS, MEDICAL AND LONG-TERM CARE SERVICES FOR MEDICAID ELIGIBLE INDIVIDUALS -- THIS LINE ITEM INCLUDES $400,000 TOTAL FUNDS, COMPOSED OF $200,000 CASH FUNDS FROM AN INTERGOVERNMENTAL TRANSFER FROM DENVER HEALTH AND $200,000 FEDERAL FUNDS, FOR THE PURPOSE OF INCREASING NURSING HOME SERVICES FOR CHRONICALLY ACUTE, LONG-STAY PATIENTS.".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-125 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning a supplemental appropriation to the department of transportation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-114 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of human services.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-121 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of public safety.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-122 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-123 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of revenue.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-111 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of corrections.

Amendment No. 1, by Representative(s) Benavidez.

Amend reengrossed bill, page 9, line 13, in the ITEM & SUBTOTAL column strike "7,114,522" and substitute "7,114,522".

Page 9, strike line 14.

Page 10, line 2, in the ITEM & SUBTOTAL column strike "29,278,182" and substitute "29,278,182" and in the GENERAL FUND column strike "29,278,182" and substitute "29,278,182".

Page 10, strike line 3.

Page 16, line 2, in the TOTAL column strike "450,550,456" and substitute "449,416,309".

Page 31, line 3, in the TOTAL column strike "$896,303,075" and substitute "$895,168,928" and in the GENERAL FUND column strike "$803,326,437" and substitute "$802,192,290".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-112 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-126 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of the treasury.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-127 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1108 by Representative(s) Liston and Hooton, Catlin, Coleman, McKean, Rich, Singer, Wilson; also Senator(s) Tate, Ginal--Concerning measures to expand the ability of nonresident electors to participate in the governance of special districts, and, in connection therewith, allowing nonresident electors who own taxable property within the special district to vote in special district elections and allowing such electors to serve on special district boards in a nonvoting capacity.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated January 31, 2019, and placed in member's bill file; Report also printed in House Journal, February 1, 2019.

Amendment No. 2, by Representative(s) Liston.

Amend printed bill, page 12, after line 7 insert:

"SECTION 4. In Colorado Revised Statutes, add 32-1-806.7 as follows:

32-1-806.7. Verification of signatures of nonresident eligible electors - signature verification devices - procedures - training - definition. (1) (a) In every special district election conducted on or after the effective date of this section, an election judge shall, except as provided in subsection (1)(b) of this section, compare the signature on the self-affirmation on each return envelope with the signature of the nonresident eligible elector on the notarized registration form required by section 32-1-806 (2.5) in accordance with this section.

(b) The designated election official may allow an election judge to use a signature verification device to compare the signature on the self-affirmation on a return envelope of
A NONRESIDENT ELIGIBLE ELECTOR’S BALLOT WITH THE SIGNATURE OF
THE ELECTOR IN ACCORDANCE WITH THIS SECTION.

(2) (a) The election judge must compare the signature on
the self-affirmation on each return envelope with the
signature provided by the nonresident eligible elector’s
notarized registration form. The election judge must research
the signature further if there is:

(I) An obvious change in the signature’s slant;
(II) A printed signature on one document and a cursive
signature on the other document;
(III) A difference in the signature’s size or scale;
(IV) A difference in the signature’s individual
characteristics, such as how the "t's" are crossed, "i's" are
dotted, or loops are made on "y's" or "j's";
(V) A difference in the elector’s signature style, such as
how the letters are connected at the top and bottom;
(VI) Evidence that ballots or envelopes from the same
household have been switched; or
(VII) Any other noticeable discrepancy such as
misspelled names.

(b) (I) If an election judge must conduct further research
on an elector’s signature, he or she must check the additional
signatures provided by the nonresident eligible elector, if
available.
(II) An election judge may compare additional
information written by the elector on the return envelope,
such as the elector’s address and date of signing. Any
similarities noted when comparing other information may be
used as part of the signature verification decision process.
(III) If an election judge determines that an elector
inadvertently returned his or her ballot in another household
member’s ballot return envelope, the election judge must
process and prepare the ballot of the elector who signed the
self-affirmation for counting if it is otherwise valid. The
election judge need not send a signature verification
discrepancy letter to the elector.

(c) If the election judge disputes the signature, they must
document the discrepancy and the research steps taken in a log
that identifies the elector only by name and elector
identification number, does not contain the elector’s signature,
notes the final resolution and ballot disposition, and identifies
the election judge responsible for the final resolution and
ballot disposition.

(3) (a) If the election judge determines that the signature
of a nonresident eligible elector on the self-affirmation
matches the elector’s signature on the notarized registration
form, the election judge shall follow applicable procedures
concerning the qualification and counting of mail ballots.

(b) If a signature verification device used pursuant to
subsection (1)(b) of this section determines that the signature
on the self-affirmation on a return envelope of a nonresident
eligible elector’s ballot matches the signature of the elector,
the signature on the self-affirmation is deemed verified and the
election judge shall follow applicable procedures concerning
the qualification and counting of mail ballots.

(4) If, upon comparing the signature of a nonresident
ELIGIBLE ELECTOR ON THE SELF-AFFIRMATION ON THE RETURN ENVELOPE
WITH THE SIGNATURE OF THE NONRESIDENT ELIGIBLE ELECTOR, THE
ELECTION JUDGE DETERMINES THAT THE SIGNATURES DO NOT MATCH, OR
IF A SIGNATURE VERIFICATION DEVICE USED PURSUANT TO SUBSECTION
(1)(b) OF THIS SECTION IS UNABLE TO DETERMINE THAT THE SIGNATURES
MATCH, TWO OTHER ELECTION JUDGES SHALL SIMULTANEOUSLY
COMPARE THE SIGNATURES AND PROCEED ACCORDING TO SUBSECTION (5)
OF THIS SECTION.

(5) (a) If the two other election judges specified in
subsection (4) of this section agree that the signature of a
nonresident eligible elector on the self-affirmation matches
the elector's signature, the initial election judge shall follow
applicable procedures concerning the qualification and
counting of mail ballots.

(b) In the case of a disagreement between the two other
election judges as to whether the signature of a nonresident
eligible elector on the self-affirmation on the return envelope
matches the signature of the nonresident eligible elector
pursuant to the procedures specified in subsection (4) of this
section, the signatures are deemed to match and the initial
election judge shall follow applicable procedures concerning
the qualification and counting of mail ballots.

(c) (I) If both other election judges agree that the
signatures do not match, the designated election official shall,
within three days after the signature deficiency has been
confirmed, but in no event later than two days after election
day, send to the nonresident eligible elector at the address
indicated in the registration records a letter explaining the
discrepancy in signatures and a form for the nonresident
eligible elector to confirm that the elector returned a ballot
to the designated election official.

(II) (A) If the designated election official receives the
form within eight days after election day confirming that the
elector returned a ballot to the official, and if the ballot is
otherwise valid, the ballot must be counted.

(B) If the nonresident eligible elector returns the form
indicating that the elector did not return a ballot to the
designated election official, or if the nonresident eligible
elector does not return the form within eight days after
election day, the self-affirmation on the return envelope must
be categorized as incorrect and the ballot shall not be
counted. An original return envelope with an enclosed secrecy
envelope containing a voted ballot that is not counted in
accordance with this subsection (5)(c)(II)(B) must be stored in
the office of the designated election official in a secure
location separate from valid return envelopes and may be
removed only by order of a court having jurisdiction.

(6) An election judge shall not determine that the
signature of a nonresident eligible elector on the
self-affirmation does not match the signature of that elector
solely on the basis of substitution of initials or use of a common
nickname.

(7) The designated election official shall provide
training in the techniques and standards of signature
comparison to election judges who compare signatures
pursuant to this section.
(8) AS USED IN THIS SECTION, "NONRESIDENT ELIGIBLE ELECTOR"
MEANS AN ELECTOR WHO SATISFIES THE REQUIREMENTS OF SECTION
32-1-103 (5)(f)."

Renumber succeeding sections accordingly.

Laid over until February 15, retaining place on Calendar.
(For change in action, see the Committee of the Whole Report, page 301.
HB19-1108 was laid over by the House unamended.)

HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez,
Benavidez, Buckner, Coleman, Duran, Galindo, Herod,
Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan,
Singer, Sirota, Valdez A., Weissman; also Senator(s)
Pettersen--Concerning the rental application process for
prospective tenants.

Laid over until February 15, retaining place on Calendar.

HB19-1039 by Representative(s) EsGar, Jaquez Lewis, Titone,
Valdez A., Galindo, Herod; also Senator(s) Moreno,
Ginal--Concerning identity documents for transgender
persons.

Amendment No. 1, Health & Insurance Report, dated February 6, 2019,
and placed in member's bill file; Report also printed in House Journal,
February 7, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1019 by Representative(s) Coleman; also Senator(s)
Williams A.--Concerning continuing professional
competency requirements for psychotherapists.

Amendment No. 1, Health & Insurance Report, dated January 29, 2019,
and placed in member's bill file; Report also printed in House Journal,

Amendment No. 2, by Representative(s) Coleman.

Amend the House Health and Insurance Committee Report, dated
January 29, 2019, page 1, after line 7 insert:

12-43-713. Professional competency - rules. (1) On or"
Page 1, strike lines 4 and 5 and substitute "The following for
Registered Psychotherapists:
(a) A minimum standard of professional competency to
enter the profession, including a requirement of having
obtained a high school diploma or a passing score on the
general educational development examination; and
(b) A continuing professional competency program.".

Amendment No. 3, by Representative(s) Coleman.

Amend the Health and Insurance Committee Report, dated January 29,
2019, page 1, after line 7 insert:
"Page 5 of the bill, after line 6 insert:

"SECTION 3. In Colorado Revised Statutes, add to article 245 as relocated by House Bill 19-1172 12-245-706 as follows:

12-245-706. Professional competency - rules. (1) On or before March 1, 2020, the board shall adopt rules establishing the following for registered psychotherapists:

(a) A minimum standard of professional competency to enter the profession, including a requirement of having obtained a high school diploma or a passing score on the general educational development examination; and

(b) A continuing professional competency program.

SECTION 4. In Colorado Revised Statutes, 12-245-214, amend as relocated by House Bill 19-1172 (2) as follows:

12-245-214. Denial of license, registration, or certification - reinstatement. (2) If a board determines that an applicant does not possess the applicable qualifications required by this article 245 or, for a licensed clinical social worker, licensed social worker, licensed marriage and family therapist, licensed professional counselor, registered psychotherapist, licensed addiction counselor, or level II or III certified addiction counselor, is unable to demonstrate his or her continued professional competence as required by section 12-245-410, 12-245-506, 12-245-606, 12-245-706, or 12-245-806, respectively, the board may deny the applicant a license, registration, or certification or deny the reinstatement of a license, registration, or certification. If the application is denied, the board shall provide the applicant with a statement in writing setting forth the basis of the board's determination that the applicant does not possess the qualifications or professional competence required by this article 245. The applicant may request a hearing on the determination as provided in section 24-4-104 (9).

SECTION 5. Effective date. This act takes effect upon passage; except that sections 3 and 4 of this act take effect only if House Bill 19-1172 becomes law, in which case sections 3 and 4 take effect on October 1, 2019."

Renumber succeeding section accordingly.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1007 by Representative(s) Sirota; also Senator(s) Zenzinger--Concerning the establishment of contribution limits under the "Fair Campaign Practices Act" for candidates for county offices.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated January 15, 2019, and placed in member's bill file; Report also printed in House Journal, January 16, 2019.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1010 by Representative(s) Mullica and Landgraf; also Senator(s) Gardner--Concerning the licensing of freestanding emergency departments.

Amendment No. 1, Health & Insurance Report, dated January 16, 2019, and placed in member's bill file; Report also printed in House Journal, January 17, 2019.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1127 by Representative(s) Garnett and Lontine, Singer, Jaquez Lewis; also Senator(s) Fenberg and Fields--Concerning the appointment of the lieutenant governor to serve concurrently as the director of the office of saving people money on health care.

Amendment No. 1, Appropriations Report, dated February 12, 2019, and placed in member's bill file; Report also printed in House Journal, February 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-128 by Senator(s) Moreno and Todd, Zenzinger, Rankin; also Representative(s) Esgar and McLachlan, Hansen, Ransom--Concerning adjustments to appropriations in the 2018-19 fiscal year for state share of total program funding for school finance, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, by Representative(s) Kipp.

Amend printed bill, page 2, strike lines 15 through 17 and substitute:

"(III) IT IS THE GENERAL ASSEMBLY'S INTENT TO MAINTAIN THE AVERAGE AMOUNT OF FUNDING DISTRIBUTED PER PUPIL ON A STATEWIDE BASIS AT THE LEVEL OF THE ORIGINAL APPROPRIATION, RESULTING IN A REDUCTION IN THE BUDGET STABILIZATION FACTOR."

Page 3, line 27, strike "SEVEN BILLION SIXTY-SIX" and substitute "SEVEN BILLION SEVENTY-EIGHT MILLION NINE HUNDRED SEVENTY-SEVEN THOUSAND TWO HUNDRED NINE DOLLARS ($7,078,977,209); except that the department of education and the staff".

Page 4, strike lines 1 and 2.

Strike pages 5 through 8 and substitute:
"SECTION 4. Appropriation to the department of education for the fiscal year beginning July 1, 2018. In Session Laws of Colorado 2018, section 2 of chapter 424, (HB 18-1322), amend Part III (2)(A) and footnote 4, as footnote 4 is amended by section 11 of chapter 250, (HB18-1379), Session Laws of Colorado 2018, as follows:

Section 2. Appropriation.

PART III
DEPARTMENT OF EDUCATION

8 (2) ASSISTANCE TO PUBLIC SCHOOLS

9 (A) Public School Finance

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### APPROPRIATION FROM

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1. District Per Pupil Reimbursements for:

2. Juveniles Held in Jail: 10,000

3. At-risk Supplemental Aid: 5,094,358

4. At-risk Per Pupil Additional Funding: 5,000,000

5. **4,407,818,913**: 5,000,000

6. **4,343,132,422**

7. **8,751,951,335**

8. *This amount shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.*

9. *This amount shall be transferred from the State Share of Districts' Total Program Funding line item appropriation in the Assistance to Public Schools section of this department.*

10. *This amount shall be from the Financial Reporting Fund created in Section 24-44-105 (6)(a), C.R.S.*

11. *This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.*
Of this amount, $411,729,424 shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution and $111,946,777 shall be from the State Public School Fund created in Section 22-54-114 (1), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution. Of the amount appropriated from the State Public School Fund, $47,231,460 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Sections 22-54-114 (1) and 34-63-102, C.R.S., $56,317,799 is estimated to be from State Public School Fund reserves, and $8,397,518 is estimated to be from interest and income earned on the investment of money in the Public School Fund that is credited to the State Public School Fund pursuant to Section 22-41-102 (3)(f), C.R.S.

These amounts shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.

These amounts shall be from the State Public School Fund created in Section 22-54-114 (1), C.R.S., from interest and income earned on the investment of money in the Public School Fund that is credited to the State Public School Fund pursuant to Section 22-41-102 (3)(f), C.R.S.
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<td>$1,053,140,577&lt;sup&gt;b&lt;/sup&gt;</td>
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<sup>a</sup> This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

<sup>b</sup> Of this amount, $4,046,629 contains an (I) notation.

<sup>c</sup> Of this amount, $20,100,000 contains an (I) notation.

<sup>d</sup> This amount contains an (I) notation.

**FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

4 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- Pursuant to Section 22-35-108 (2)(a), C.R.S., the purpose of this footnote is to specify what portion of this appropriation is intended to be available for the Accelerating Students Through Concurrent Enrollment (ASCENT) Program for FY 2018-19. It is the General Assembly's intent that the Department of Education be authorized to utilize up to $1,727,500 $1,732,500 of this appropriation to fund qualified students designated as ASCENT Program participants. This amount is calculated based on an estimated 500 FTE participants funded at a rate of $7,455 $7,465 per FTE pursuant to Section 22-54-104 (4.7), C.R.S."

19 As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
HB19-1037 by Representative(s) Hansen; also Senator(s) Donovan—
Concerning energy asset management, and, in connection
therewith, authorizing the issuance of low-cost ratepayer-
backed bonds and creating the Colorado energy impact
assistance authority to mitigate the impacts of power plant
retirements on Colorado workers and communities.
Laid over until February 15, retaining place on Calendar.

HB19-1078 by Representative(s) Lewis, Pelton, Baisley, Beckman,
Sandridge, Larson, Buck, Rich, Van Winkle, Geitner,
Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper,
Williams D.—Concerning a requirement that consent of the
owner of real property be obtained before the property may
be listed on the national register of historic places.
Laid over until February 15, retaining place on Calendar.

HB19-1135 by Representative(s) Gray—Concerning a clarification that
the income tax credit for retrofitting a residence to increase
a residence's accessibility is available for changes made to
a residence that benefit a qualified individual's dependent.
Amendment No. 1, Finance Report, dated February 11, 2019, and placed
in member's bill file; Report also printed in House Journal, February 12,
2019.
Amendment No. 2, by Representative(s) Gray.
Amend printed bill, page 2, line 22, strike "dollars," and substitute
"dollars PER RESIDENCE,"
Page 2, line 23, after the period insert "ONLY ONE CREDIT IS ALLOWED PER
RESIDENCE; EXCEPT THAT IF A RETROFIT IS REQUIRED FOR THE QUALIFIED
INDIVIDUAL AND FOR ONE OR MORE DEPENDENTS RESIDING IN THE
QUALIFIED INDIVIDUAL'S RESIDENCE OR A RETROFIT IS REQUIRED FOR
MORE THAN ONE DEPENDENT RESIDING IN THE QUALIFIED INDIVIDUAL'S
RESIDENCE, THEN A CREDIT IS ALLOWED IN AN AMOUNT EQUAL TO THE
COST OF THE RETROFIT OR FIVE THOUSAND DOLLARS PER INDIVIDUAL FOR
WHOM THE RETROFIT IS REQUIRED, WHICHEVER IS LESS."
As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1114 by Representative(s) Catlin and Valdez D.; also Senator(s)
Danielson and Cooke—Concerning the implementation
under state law by the commissioner of agriculture of federal
produce safety standards for farms.
Amendment No. 1, Rural Affairs & Agriculture Report, dated February
11, 2019, and placed in member's bill file; Report also printed in House
As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

On motion of Representative Kennedy, the remainder of the General
Orders Calendar (HB19-1032) was laid over until February 15, retaining
place on Calendar.
_____________
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1039, to show that said amendment passed, and that HB 19-1039, as amended, passed.

Amend Health & Insurance Committee Report, dated February 6, 2019, page 1, strike lines 18 through 23 and substitute "WHEN THE STATE REGISTRAR RECEIVES A COURT ORDER INDICATING A LEGAL NAME CHANGE OF THE PERSON."

Page 2, strike lines 1 through 41.

Page 3, strike lines 1 through 4.

Renumber succeeding subsections accordingly.

Page 3, line 8, strike "AND, IF APPLICABLE," and substitute "AND".

Page 4, strike lines 20 through 41 and substitute "DOCUMENT WHEN THE DEPARTMENT RECEIVES A NEW BIRTH CERTIFICATE ISSUED PURSUANT TO SECTION 25-2-113.8.".

The amendment was declared **lost** by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1007, to show that said amendment passed, and that HB 19-1007, as amended, passed.

Amend printed bill, page 2, line 7, strike "THE" and substitute "(A) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (1.5)(a)(I)(B) OF THIS SECTION, THE".

Page 2, after line 14 insert:
"(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF ANY PERSON, INCLUDING ANY COMMITTEE, POLITICAL ORGANIZATION, OR ANY OTHER GROUP OR ENTITY, EXPENDS OR SPENDS MORE THAN ONE HUNDRED THOUSAND DOLLARS TO SUPPORT OR OPPOSE THE ELECTION OF ANY CANDIDATE, WHICH EXPENDITURE OR SPENDING IS NOT CONTROLLED BY OR COORDINATED WITH THE CANDIDATE OR THE AGENT OF THE CANDIDATE BENEFITTING FROM THE PERSON'S EXPENDITURE OR SPENDING, THEN ALL OTHER CANDIDATES IN THE SAME ELECTION WHO ARE NOT THE BENEFICIARIES OF THE PERSON'S EXPENDITURE OR SPENDING ARE ENTITLED TO ACCEPT AGGREGATE CONTRIBUTIONS FOR A PRIMARY AND GENERAL ELECTION AT FIVE TIMES THE AMOUNT AUTHORIZED BY SUBSECTION (1.5)(a)(I)(A) OF THIS SECTION.".

The amendment was declared **lost** by the following roll call vote:

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<tr>
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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1007, to show that said amendment passed, and that HB 19-1007, as amended, passed.

Amend printed bill, page 2, line 7, strike "THE" and substitute "(A) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (1.5)(a)(I)(B) OF THIS SECTION, THE".

Page 2, after line 14 insert:

"(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF A CANDIDATE WHO IS SUBJECT TO THE CONTRIBUTION LIMITS SPECIFIED IN SUBSECTION (1.5)(a)(I)(A) OF THIS SECTION DIRECTS MORE THAN ONE MILLION DOLLARS TO SUPPORT SUCH CANDIDATE'S ELECTION, THEN ALL CANDIDATES IN THE SAME ELECTION ARE ENTITLED TO ACCEPT AGGREGATE CONTRIBUTIONS FOR A PRIMARY AND GENERAL ELECTION AT FIVE TIMES THE AMOUNT AUTHORIZED BY SUBSECTION (1.5)(a)(I)(A) OF THIS SECTION.".

The amendment was declared **lost** by the following roll call vote:
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1127, to show that said amendment passed, and that HB 19-1127, as amended, passed.

Amend printed bill, page 2, strike lines 2 through 18.

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1127, to show that said amendment passed, and that HB 19-1127, as amended, passed.
Amend printed bill, page 3, strike lines 12 through 14 and substitute:

"SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1108 unamended, 1106, 1037, 1078, 1032--February 15, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until February 15, retaining place on Calendar:

Consideration of Senate Amendment(s)--HB19-1029.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1117 be postponed indefinitely.

HB19-1118 be referred favorably to the Committee on Transportation & Local Government.

HB19-1166 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 53, after line 26 insert:

"SECTION 68. In Colorado Revised Statutes, 12-10-203, amend as relocated by House Bill 19-1172 (1)(b)(I) as follows:

12-10-203. Application for license - rules - definition. (1) (b) (I) Prior to submitting an application for a license pursuant to subsection (1)(a) of this section, each applicant shall submit a set of fingerprints to the Colorado bureau of investigation for the purpose of conducting a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation. The applicant shall pay the fee established by the Colorado bureau of investigation for conducting the fingerprint-based criminal history record check to the bureau. Upon completion of the criminal history record check, the bureau shall forward..."
the results to the commission. The commission may acquire a name-based criminal history record check, as defined in Section 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable or when the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this subsection (1)(b)(I) reveal a record of arrest without a disposition. The applicant shall pay the costs associated with a name-based criminal history record check.

SECTION 69. In Colorado Revised Statutes, 12-10-606, amend as relocated by House Bill 19-1172 (6)(a) as follows:

12-10-606. Qualifications for licensing and certification of appraisers - continuing education - definitions - rules. (6) (a) The board shall not issue a license or certification until the applicant demonstrates that he or she meets the fitness standards established by board rule and submits a set of fingerprints to the Colorado bureau of investigation for the purpose of conducting a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation. Each person submitting a set of fingerprints shall pay the fee established by the Colorado bureau of investigation for conducting the fingerprint-based criminal history record check to the bureau. Upon completion of the criminal history record check, the bureau shall forward the results to the board. The board may require a name-based criminal history record check, as defined in Section 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable or when the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this subsection (6) reveal a record of arrest without a disposition. The applicant shall pay the costs associated with a name-based criminal history record check. The board may deny an application for licensure or certification based on the outcome of the criminal history record check and may establish criminal history requirements more stringent than those established by any applicable federal law. At a minimum, the board shall adopt the criminal history requirements established by any applicable federal law.

SECTION 70. In Colorado Revised Statutes, 12-10-607, amend as relocated by House Bill 19-1172 (3) as follows:

12-10-607. Appraisal management companies - application for license - exemptions. (3) The board shall not issue a license to any partnership, limited liability company, or corporation unless and until the appraiser designated by the partnership, limited liability company, or corporation as controlling appraiser and each individual who owns more than ten percent of the entity demonstrates that he or she meets the fitness standards established by board rule and submits a set of fingerprints to the Colorado bureau of investigation for the purpose of conducting a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation. Each person submitting a set of fingerprints shall pay the fee established by the Colorado bureau of investigation for conducting the fingerprint-based criminal history record check to the bureau. Upon completion of the criminal history record check, the bureau shall forward the results to the board. The board may require a name-based criminal history record check, as defined in Section 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal
history record check and whose fingerprints are unclassifiable OR WHEN THE RESULTS OF A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK OF AN APPLICANT PERFORMED PURSUANT TO THIS SUBSECTION (3) REVEAL A RECORD OF ARREST WITHOUT A DISPOSITION. THE APPLICANT SHALL PAY THE COSTS ASSOCIATED WITH A NAME-BASED CRIMINAL HISTORY RECORD CHECK. The board may deny an application for licensure or refuse to renew a license based on the outcome of the criminal history record check. The board may require criminal history requirements more stringent than those established by any applicable federal law. At a minimum, the board shall adopt the criminal history requirements established by any applicable federal law.

SECTION 71. In Colorado Revised Statutes, 12-10-610, amend as relocated by House Bill 19-1172 (4) as follows:

12-10-610. Expiration of licenses - renewal - penalties - fees - rules. (4) At the time of renewal or reinstatement, every licensee, certificate holder, and person or individual who owns more than ten percent of an appraisal management company shall submit a set of fingerprints to the Colorado bureau of investigation for the purpose of conducting a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation, if the person has not previously done so for issuance of a license or certification by the board. Each person submitting a set of fingerprints shall pay the fee established by the Colorado bureau of investigation for conducting the fingerprint-based criminal history record check to the bureau. The bureau shall forward the results to the board. The board may require a name-based criminal history record check, AS DEFINED IN SECTION 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable OR WHEN THE RESULTS OF A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK OF AN APPLICANT PERFORMED PURSUANT TO THIS SECTION REVEAL A RECORD OF ARREST WITHOUT A DISPOSITION. THE APPLICANT SHALL PAY THE COSTS ASSOCIATED WITH A NAME-BASED CRIMINAL HISTORY RECORD CHECK. The board may refuse to renew or reinstate a license or certification based on the outcome of the criminal history record check.

SECTION 72. In Colorado Revised Statutes, 12-10-704, amend as relocated by House Bill 19-1172 (6)(a) and (7)(c) as follows:

12-10-704. License required - rules. (6) (a) Prior to submitting an application for a license, an applicant shall submit a set of fingerprints to the Colorado bureau of investigation. Upon receipt of the applicant's fingerprints, the Colorado bureau of investigation shall use the fingerprints to conduct a state and national criminal history record check using records of the Colorado bureau of investigation and the federal bureau of investigation. All costs arising from the criminal history record check shall MUST be borne by the applicant and shall MUST be paid when the set of fingerprints is submitted. Upon completion of the criminal history record check, the bureau shall forward the results to the board. The board may acquire a name-based criminal history record check, AS DEFINED IN SECTION 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable OR WHEN THE RESULTS OF A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK OF AN APPLICANT PERFORMED PURSUANT TO THIS SECTION REVEAL A RECORD OF ARREST WITHOUT A DISPOSITION. THE APPLICANT SHALL PAY THE COSTS ASSOCIATED WITH A NAME-BASED CRIMINAL HISTORY RECORD CHECK.

(7) (c) The board may acquire a name-based criminal
history record check, as defined in section 22-2-119.3 (6)(d), for an applicant who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable or when the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this section reveal a record of arrest without a disposition. The applicant shall pay the costs associated with a name-based criminal history record check.

SECTION 73. In Colorado Revised Statutes, 12-125-106, amend as relocated by House Bill 19-1172 (4) as follows:

12-125-106. Licensing. (4) With the submission of an application for a license granted pursuant to this section, each applicant and its officers, directors, and general partners shall submit a complete set of his or her fingerprints to the Colorado bureau of investigation for the purpose of conducting fingerprint-based criminal history record checks. The Colorado bureau of investigation shall forward the fingerprints to the federal bureau of investigation for the purpose of conducting fingerprint-based criminal history record checks. The director may acquire a name-based criminal history record check for a person who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. A person who has previously submitted fingerprints for state or local licensing purposes may request the use of the fingerprints on file. The director shall require a name-based criminal history record check, as defined in section 22-2-119.3 (6)(d), for a person who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable or when the results of a fingerprint-based criminal history record check of a person performed pursuant to this subsection (4) reveal a record of arrest without a disposition. The director shall use the information resulting from the fingerprint-based or name-based criminal history record check to investigate and determine whether an applicant is qualified to hold a license pursuant to this section. The director may verify the information an applicant is required to submit. The applicant shall pay the costs associated with the fingerprint-based criminal history record check to the Colorado bureau of investigation. The applicant is responsible for the costs associated with a name-based criminal history record check.

SECTION 74. In Colorado Revised Statutes, 12-160-107, amend as relocated by House Bill 19-1172 (2) as follows:

12-160-107. Private investigator licenses - qualifications - fees - renewal - rules. (2) (a) In addition to the requirements of subsection (1) of this section, each applicant for a level I or level II private investigator license must have his or her fingerprints taken by a local law enforcement agency or any third party approved by the Colorado bureau of investigation for the purpose of obtaining a fingerprint-based criminal history record check. If an approved third party takes the person's fingerprints, the fingerprints may be electronically captured using Colorado bureau of investigation-approved livescan equipment. Third-party vendors shall not keep the applicant information for more than thirty days unless requested to do so by the applicant. The applicant shall submit payment by certified check or money order for the fingerprints and for the actual costs of the record check at the time the fingerprints are submitted to the Colorado bureau of investigation. Upon receipt of fingerprints and receipt of the payment for costs, the Colorado bureau of investigation shall conduct a state and national
fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation and shall forward the results of the criminal history record check to the director.

(b) When the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this subsection (2) reveal a record of arrest without a disposition, the director shall require that applicant to submit to a name-based criminal history record check, as defined in section 22-2-119.3 (6)(d). The applicant shall pay the actual costs of the name-based criminal history record check.

SECTION 75. In Colorado Revised Statutes, 12-235-108, amend as relocated by House Bill 19-1172 (1)(e) and (3); and add as relocated by House Bill 19-1172 (2.5) as follows:

12-235-108. License - reciprocity - denial of license application. (1) Every applicant for a license to practice massage therapy shall:

(e) Submit to a criminal history record check in the form and manner as described in subsection (2) of this section and, if necessary, subsection (2.5) of this section; and

(2.5) When the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this section reveal a record of arrest without a disposition, the director shall require that applicant to submit to a name-based criminal history record check, as defined in section 22-2-119.3 (6)(d).

(3) After an applicant has fulfilled the requirements of subsections (1) and (2) of this section and, if necessary, subsection (2.5) of this section, the director shall issue a license to the applicant.

SECTION 76. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-280-304 as follows:

12-280-304. Criminal history record check. (1) Prior to submission of an application, each designated representative must have his or her fingerprints taken by a local law enforcement agency or any third party approved by the Colorado bureau of investigation for the purpose of obtaining a fingerprint-based criminal history record check. If an approved third party takes the person's fingerprints, the fingerprints may be electronically captured using Colorado bureau of investigation-approved livescan equipment. Third-party vendors shall not keep the applicant information for more than thirty days unless requested to do so by the applicant. The designated representative shall submit payment by certified check or money order for the fingerprints and for the actual costs of the record check at the time the fingerprints are submitted to the Colorado bureau of investigation. Upon receipt of fingerprints and receipt of the payment for costs, the Colorado bureau of investigation shall conduct a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation.

(2) When the results of a fingerprint-based criminal history record check of a designated representative performed pursuant to this section reveal a record of arrest without a disposition, the board shall require that designated representative to submit to a name-based criminal history record check, as defined in section 22-2-119.3 (6)(d). The designated representative shall pay the actual costs of the
SECTION 77. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-310-107 as follows:

**12-310-107. Criminal history record check required.** (1) Each applicant for registration must have the applicant's fingerprints taken by a local law enforcement agency or any third party approved by the Colorado bureau of investigation for the purpose of obtaining a fingerprint-based criminal history record check. If an approved third party takes the applicant's fingerprints, the fingerprints may be electronically captured using Colorado bureau of investigation-approved livescan equipment. Third-party vendors shall not keep the applicant information for more than thirty days unless requested to do so by the applicant. The applicant shall submit payment by certified check or money order for the fingerprints and for the actual costs of the record check at the time the fingerprints are submitted to the Colorado bureau of investigation. Upon receipt of fingerprints and receipt of the payment for costs, the Colorado bureau of investigation shall conduct a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation and shall forward the results of the criminal history record check to the director.

(2) When the results of a fingerprint-based criminal history record check of an applicant performed pursuant to this section reveal a record of arrest without a disposition, the director shall require that applicant to submit to a name-based criminal history record check, as defined in Section 22-2-119.3(6)(d). The applicant shall pay the actual costs of the name-based criminal history record check.

**SECTION 78. Effective date.** This act takes effect upon passage; except that sections 68 through 77 of this act take effect only if House Bill 19-1172 becomes law, in which case sections 68 through 77 take effect on October 1, 2019.".

Renumber succeeding section accordingly.

**SB19-023** be referred to the Committee of the Whole with favorable recommendation.

**HEALTH & INSURANCE**

After consideration on the merits, the Committee recommends the following:

**HB19-1103** be postponed indefinitely.

**HB19-1150** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 22, strike "THE PERFORMANCE OF THEIR DUTIES." and substitute "TRAVELING TO AND FROM COUNCIL MEETINGS,"
INCLUDING ANY REQUIRED DEPENDENT CARE AND DEPENDENT OR ATTENDANT TRAVEL, FOOD, AND LODGING EXPENSES."

HB19-1154 be postponed indefinitely.

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the following:

HB19-1122 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 6, line 16, strike "CLINICAL" and substitute "CLINICAL, FORENSIC, ".

Page 7, line 5, strike "DEPENDENT CARE AND".

Page 7, line 6, after "LODGING." add "MEMBERS OF THE COMMITTEE ARE ALSO ENTITLED TO REIMBURSEMENT FOR ANY EXPENSES NECESSARY TO SUPPORT THE MEMBERS' PARTICIPATION AT A COMMITTEE HEARING, INCLUDING ANY DEPENDENT OR ATTENDANT CARE.".

Page 12, strike lines 11 through 20 and substitute:

"SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

HB19-1129 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 21, strike ""CONVERSATION" and substitute ""CONVERSION".

Page 4, strike lines 20 through 27.

Strike page 5 and substitute:

"SECTION 6. In Colorado Revised Statutes, 12-240-104, add as relocated by House Bill 19-1172 (5.5) as follows:

12-240-104. Definitions. As used in this article 240, unless the context otherwise requires:

(5.5) (a) "CONVERSION THERAPY" MEANS ANY PRACTICE OR TREATMENT BY A LICENSED PHYSICIAN SPECIALIZING IN THE PRACTICE OF PSYCHIATRY THAT ATTEMPTS OR PURPORTS TO CHANGE AN INDIVIDUAL'S SEXUAL ORIENTATION OR GENDER IDENTITY, INCLUDING EFFORTS TO CHANGE BEHAVIORS OR GENDER EXPRESSIONS OR TO ELIMINATE OR
REDUCE SEXUAL OR ROMANTIC ATTRACTION OR FEELINGS TOWARD INDIVIDUALS OF THE SAME SEX.

(b) "CONVERSION THERAPY" DOES NOT INCLUDE PRACTICES OR TREATMENTS THAT PROVIDE:

(I) Acceptance, support, and understanding for the facilitation of an individual's coping, social support, and identity exploration and development, including sexual orientation-neutral interventions to prevent or address unlawful conduct or unsafe sexual practices, as long as the counseling does not seek to change sexual orientation or gender identity; or

(II) Assistance to a person undergoing gender transition.

SECTION 7. In Colorado Revised Statutes, 12-240-121, add as relocated by House Bill 19-1172 (1)(ee) as follows:

12-240-121. Unprofessional conduct - definitions.

(1) "Unprofessional conduct" as used in this article 240 means:

(ee) Engaging in conversion therapy with a patient who is under eighteen years of age.

SECTION 8. In Colorado Revised Statutes, 12-245-202, add as relocated by House Bill 19-1172 (3.5) as follows:

12-245-202. Definitions. As used in this article 245, unless the context otherwise requires:

(3.5) (a) "Conversion therapy" means any practice or treatment by a licensee, registrant, or certificate holder that attempts or purports to change an individual's sexual orientation or gender identity, including efforts to change behaviors or gender expressions or to eliminate or reduce sexual or romantic attraction or feelings toward individuals of the same sex.

(b) "Conversion therapy" does not include practices or treatments that provide:

(I) Acceptance, support, and understanding for the facilitation of an individual's coping, social support, and identity exploration and development, including sexual orientation-neutral interventions to prevent or address unlawful conduct or unsafe sexual practices, as long as the counseling does not seek to change sexual orientation or gender identity; or

(II) Assistance to a person undergoing gender transition.

SECTION 9. In Colorado Revised Statutes, 12-245-224, add as relocated by House Bill 19-1172 (1)(t)(V) as follows:

12-245-224. Prohibited activities - related provisions. (1) A person licensed, registered, or certified under this article 245 violates this article 245 if the person:

(t) Has engaged in any of the following activities and practices:

(V) Conversion therapy with a client who is under eighteen years of age.

SECTION 10. Act subject to petition - effective date.

(1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in
November 2020 and, in such case, will take effect on the date of the
official declaration of the vote thereon by the governor.

(2) Sections 6, 7, 8, and 9 of this act take effect only if House Bill
19-1172 becomes law, in which case sections 6, 7, 8, and 9 take effect
October 1, 2019.".

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the
following:

HB19-1175 be referred to the Committee of the Whole with favorable
recommendation.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS
The Speaker has signed: SB19-018, 021; SJM19-001 and 002.

MESSAGE(S) FROM THE SENATE
The Senate has passed on Third Reading and transmitted to the Revisor
of Statutes:
SB-014 Amended in General Orders as printed in Senate Journal,
February 13, 2019.
The Senate has passed on Third Reading and returns herewith:
HB19-1036.

The Senate has adopted and transmits herewith:
SJR19-005 Amended as printed in Senate Journal, February 14, 2019.

MESSAGE(S) FROM THE REVISOR
We herewith transmit:
without comment, as amended, SB19-014.

INTRODUCTION OF BILLS
First Reading
The following bills were read by title and referred to the committees
indicated:
HB19-1177 by Representative(s) Sullivan and Garnett; also Senator(s)
Court and Pettersen--Concerning creation of an extreme risk
protection order.
Committee on Judiciary
HB19-1178 by Representative(s) McLachlan, Van Winkle, Geitner; also Senator(s) Donovan--Concerning the name simplification of Western state Colorado university to Western Colorado university.

Committee on Education

HB19-1179 by Representative(s) Gray--Concerning the financial risk profiles of legal investments of public funds.

Committee on Finance

HB19-1180 by Representative(s) Geitner--Concerning the clarification of the definition of a police working horse for the purpose of cruelty to animals.

Committee on Judiciary

HB19-1181 by Representative(s) Gray, Melton; also Senator(s) Todd--Concerning the regulation of livery transportation authority service.

Committee on Transportation & Local Government

HB19-1182 by Representative(s) McCluskie and Roberts--Concerning representation of the department of revenue in appeals proceedings.

Committee on Transportation & Local Government

HB19-1183 by Representative(s) Roberts--Concerning the placement of automated external defibrillators in public places.

Committee on Health & Insurance

SB19-013 by Senator(s) Marble and Ginal; also Representative(s) Hooton and Ransom--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding a condition for which a physician could prescribe an opiate to the list of disabling medical conditions for medical marijuana use.

Committee on Health & Insurance

SB19-014 by Senator(s) Coram; also Representative(s) Carver--Concerning measures to reduce incidents of theft from retail establishments.

Committee on Judiciary

SB19-017 by Senator(s) Zenzinger, Ginal, Todd; also Representative(s) Roberts, McLachlan--Concerning the exemption of the department of transportation from existing reporting and transportation commission approval requirements when it acquires land needed for specified highway-related purposes by means other than condemnation.

Committee on Transportation & Local Government

Committee on Appropriations

SB19-063 by Senator(s) Priola and Story; also Representative(s) Buentello and Valdez A.--Concerning a strategic action plan to address infant and family child care home shortages in Colorado.

Committee on Public Health Care & Human Services
SB19-092 by Senator(s) Zenzinger and Cooke; also Representative(s) Tipper and Liston--Concerning a prohibition on using an illuminated check engine light as the sole criterion for failure of an emissions test.
Committee on Energy & Environment

SB19-095 by Senator(s) Todd and Holbert, Bridges, Lundeen, Rankin, Story, Zenzinger; also Representative(s) Hansen and McKean--Concerning the review of the funding formula for institutions of higher education.
Committee on Education
Committee on Appropriations

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on February 15, 2019: HB19-1129, 1175, SB19-023.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 15, will be calendared for February 19, 2019: HB19-1130.

On motion of Representative Garnett, the following bill(s) calendared for Consideration of Senate Amendments, February 15, will be calendared for February 20, 2019: HB19-1029.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 15, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Forty-third Legislative Day Friday, February 15, 2019

Prayer by Pastor Nate Lamb, Front Range Church, Littleton.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Zadie Mackey, Makenzie Shafer, Angelina Lewis, Tessa Stuckey, American Heritage Girls, Firestone.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Arndt, Lewis--2.
Vacancy--1.
Present after roll call--Representative(s) Lewis.

The Speaker declared a quorum present.

On motion of Representative Duran, the reading of the journal of February 14, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)—FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-115 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the judicial department.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-116 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of law.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Galindo

SB19-117 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of local affairs.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

### SB19-118

by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of military and veterans affairs.

### SB19-119

by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of personnel.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y

SB19-120 by Senator(s) Moreno, Zenzinger, Rankin; also
Representative(s) Esgar, Hansen, Ransom--Concerning a
supplemental appropriation to the department of public
health and environment.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y

Co-sponsor(s) added: Representative(s) Caraveo, Exum, Jaquez Lewis, Roberts,
Snyder, Titone, Valdez A.
SB19-124 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of state.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-113 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of health care policy and financing.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker Y
SB19-125 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning a supplemental appropriation to the department of transportation.

The question being "Shall the bill pass?".  
A roll call vote was taken.  As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Gray

SB19-114 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of human services.

The question being "Shall the bill pass?".  
A roll call vote was taken.  As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Gray
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey N Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton N Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. N
Esgar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Buckner, Exum

SB19-121 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of public safety.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

YES  63  NO  0  EXCUSED  1  ABSENT  0  VACANCY  1
Arndt E Exum Y Landgraf Y Roberts Y
Baisley Y Froelich Y Larson Y Saine Y
Beckman Y Galindo Y Lewis Y Sandridge Y
Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner Y Lontine Y Sirota Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKeon Y Soper Y
Buckner Y Hansen Y McLachlan Y Sullivan Y
Buentello Y Herod Y Melton Y Tipper Y
Caraveo Y Hooton Y Michaelson Jenet Y Titone Y
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 Y Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esgar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Bockenfeld, Titone

SB19-122 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of regulatory agencies.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

YES  42  NO  21  EXCUSED  1  ABSENT  0  VACANCY  1
Arndt E Exum Y Landgraf N Roberts Y
Baisley N Froelich Y Larson N Saine N
Beckman N Galindo Y Lewis N Sandridge N
Benavidez Y Garnett Y Liston N Singer Y
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

**SB19-123** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of revenue.

**SB19-111** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of corrections.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

### SB19-112

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Co-sponsor(s) added: Representative(s) Benavidez, Coleman, Galindo, Jaquez Lewis, Kipp, Lontine, Mullica, Snyder, Tipper, Titone, Wilson

By Senator(s) Moreno, Zenzinger, Rankin; and Representative(s) Esgar, Hansen, Ransom. Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

### Questions

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Co-sponsor(s) added: Representative(s) Buckner, Gray, Jackson, Lontine, Snyder, Valdez D.

Representative Ransom requested her name be removed as sponsor.
SB19-126  by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a supplemental appropriation to the department of the treasury.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

SB19-127  by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th></th>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<tbody>
<tr>
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<td>Y</td>
<td>Roberts</td>
<td>Y</td>
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<td>Speaker</td>
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</table>
HB19-1039 by Representative(s) Esgar, Jaquez Lewis, Titone, Valdez A., Galindo, Herod; also Senator(s) Moreno, Ginal--Concerning identity documents for transgender persons.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Esgar was given permission to offer a Third Reading amendment:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<tbody>
<tr>
<td>46</td>
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</table>

Amend engrossed bill, page 2, lines 6 and 7, strike "THE"2019 BIRTH CERTIFICATE MODERNIZATION ACT"." and substitute ""JUDE'S LAW".".

The amendment was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<tr>
<td>50</td>
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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared **passed**.

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<th>YES</th>
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<td>Landgraf</td>
<td>Roberts</td>
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<td>N</td>
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<tr>
<td>Benavidez</td>
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<td>Liston</td>
<td>N Singer</td>
<td>Y</td>
</tr>
<tr>
<td>Bird</td>
<td>Geitner</td>
<td>Lontine</td>
<td>Sirota</td>
<td>Y</td>
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<td>Gray</td>
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<td>McLachlan</td>
<td>Sullivan</td>
<td>Y</td>
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<td>Herod</td>
<td>Melton</td>
<td>Tipper</td>
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<td>Michaelson Jenet</td>
<td>Titone</td>
<td>Y</td>
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<td>Mullica</td>
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<td>Y</td>
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<td>Van Winkle</td>
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo,
Coleman, Cutter, Duran, Froelich, Garnett, Gonzales-Gutierrez, Gray, Hooton,
Jackson, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, Melton,
Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper,
Weissman, Speaker

**HB19-1019** by Representative(s) Coleman; also Senator(s)
Williams A.--Concerning continuing professional
competency requirements for psychotherapists.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, less
than a majority of those elected to the House voted in the affirmative and
the bill was declared **lost**.

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<td>Roberts</td>
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<td>Saine</td>
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<td>McLachlan</td>
<td>Sullivan</td>
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<td>Y</td>
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HB19-1007

by Representative(s) Sirota; also Senator(s) Zenzinger--Concerning the establishment of contribution limits under the "Fair Campaign Practices Act" for candidates for county offices, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Y Lewis</td>
<td>N Sandridge</td>
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<td>N Singer</td>
<td>Y</td>
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<tr>
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<td>Y Garnett</td>
<td>N Lontine</td>
<td>Y Sirota</td>
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<td>Y Weissman</td>
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<td>Y Ransom</td>
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<td>Y Rich</td>
<td>N Wilson</td>
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<td>Esgar</td>
<td>Y Speaker</td>
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Co-sponsor(s) added: Representative(s) Bird, Buentello, Duran, Froelich, Galindo, Garnett, Gonzalez-Gutierrez, Gray, Hansen, Herod, Hooton, Kennedy, Kipp, Lontine, McCluskie, Melton, Mullica, Roberts, Singer, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman, Speaker

HB19-1010

by Representative(s) Mullica and Landgraf; also Senator(s) Gardner and Pettersen--Concerning the licensing of freestanding emergency departments, and in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<td>Y Singer</td>
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</table>
HB19-1127 by Representative(s) Garnett and Lontine, Singer, Jaquez Lewis; also Senator(s) Fenberg and Fields--Concerning the appointment of the lieutenant governor to serve concurrently as the director of the office of saving people money on health care, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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SB19-128 by Senator(s) Moreno and Todd, Zenzinger, Rankin; also Representative(s) Esgar and McLachlan, Hansen, Ransom--Concerning adjustments to appropriations in the
2018-19 fiscal year for state share of total program funding for school finance, and, in connection therewith, making and reducing appropriations.

As shown by the following roll call vote, less than a majority of all members elected to the House voted in the affirmative, and Representative Buck was denied permission to offer a Third Reading amendment:

<table>
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<tr>
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Arndt Exum, Baisley Froelich, Beckman Galindo, Benavidez Garnett, Bird Geitner, Bockenfeld Gonzales-Gutierrez, Buck Gray, Buckner Hansen, Buentello Herod, Caraveo Hooton, Carver Humphrey, Catlin Jackson, Coleman Jaquez Lewis, Cutter Kennedy, Duran Kipp, Esgar Kraft-Tharp

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
<th>YES</th>
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Arndt Exum, Baisley Froelich, Beckman Galindo, Benavidez Garnett, Bird Geitner, Bockenfeld Gonzales-Gutierrez, Buck Gray, Buckner Hansen, Buentello Herod, Caraveo Hooton, Carver Humphrey, Catlin Jackson, Coleman Jaquez Lewis, Cutter Kennedy, Duran Kipp, Esgar Kraft-Tharp

Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Exum, Froelich, Garnett, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirotta, Sullivan, Tipper, Titone, Valdez A., Weissman, Speaker
HB19-1135 by Representative(s) Gray; also Senator(s) Tate and Winter—Concerning a clarification that the income tax credit for retrofitting a residence to increase a residence's accessibility is available for changes made to a residence that benefit a qualified individual's dependent.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buentello, Exum, Jackson, Jaquez Lewis, McKean, Mullica, Singer, Snyder, Tipper, Titone, Van Winkle

HB19-1114 by Representative(s) Catlin and Valdez D.; also Senator(s) Danielson and Cooke—Concerning the implementation under state law by the commissioner of agriculture of federal produce safety standards for farms.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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On motion of Representative Singer, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS—SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1152 by Representative(s) Herod and Galindo; also Senator(s) Gonzales--Concerning eliminating the requirement that a student member of the state student advisory council for community colleges and occupational education must be an in-state student for tuition purposes prior to election to the state student advisory council for community colleges and occupational education.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1108 by Representative(s) Liston and Hooton, Catlin, Coleman, McKean, Rich, Singer, Wilson; also Senator(s) Tate, Ginal--Concerning measures to expand the ability of nonresident electors to participate in the governance of special districts, and, in connection therewith, allowing nonresident electors who own taxable property within the special district to vote in special district elections and allowing such electors to serve on special district boards in a nonvoting capacity.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated January 31, 2019, and placed in member's bill file; Report also printed in House Journal, February 1, 2019.
Amendment No. 2, by Representative(s) Liston.

Amend the State, Veterans, & Military Affairs Committee Report, dated January 31, 2019, page 1, strike line 1 and substitute:

"Amend printed bill, page 5, line 19, strike "- rules. (1)" and substitute "- rules - repeal. (1) (a)".".

Page 1 of the report, line 11, after "A" insert "GENERAL, PRIMARY, OR".

Page 1 of the report, strike line 12 and substitute "1-1-104 (6.5).

(c) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A COUNTY CLERK AND RECORDER IS NOT REQUIRED TO EITHER CONTRACT WITH A SPECIAL DISTRICT THAT PERMITS THE REGISTRATION OF NONRESIDENT ELIGIBLE ELECTORS IN ACCORDANCE WITH SECTION 32-1-103 (5)(f) IN CONNECTION WITH THE PROVISION OF ANY SERVICES OR TO ADMINISTER ANY REGULAR SPECIAL DISTRICT ELECTION CONDUCTED BY SUCH SPECIAL DISTRICT.".

Page 12 of the printed bill, after line 7 insert:

"(17) THIS SECTION IS REPEALED, EFFECTIVE, JULY 1, 2029.".".

Amendment No. 3, by Representative(s) Liston.

Amend printed bill, page 12, after line 7 insert:

"SECTION 4. In Colorado Revised Statutes, add 32-1-806.7 as follows:

32-1-806.7. Verification of signatures of nonresident eligible electors - signature verification devices - procedures - training - definition. (1) (a) IN EVERY SPECIAL DISTRICT ELECTION CONDUCTED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, AN ELECTION JUDGE SHALL, EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS SECTION, COMPARISON THE SIGNATURE ON THE SELF-AFFIRMATION ON EACH RETURN ENVELOPE WITH THE SIGNATURE OF THE NONRESIDENT ELIGIBLE ELECTOR ON THE NOTARIZED REGISTRATION FORM REQUIRED BY SECTION 32-1-806 (2.5) IN ACCORDANCE WITH THIS SECTION.

(b) THE DESIGNATED ELECTION OFFICIAL MAY ALLOW AN ELECTION JUDGE TO USE A SIGNATURE VERIFICATION DEVICE TO COMPARE THE SIGNATURE ON THE SELF-AFFIRMATION ON A RETURN ENVELOPE OF A NONRESIDENT ELIGIBLE ELECTOR'S BALLOT WITH THE SIGNATURE OF THE ELECTOR IN ACCORDANCE WITH THIS SECTION.

(2) (a) THE ELECTION JUDGE MUST COMPARE THE SIGNATURE ON THE SELF-AFFIRMATION ON EACH RETURN ENVELOPE WITH THE SIGNATURE PROVIDED BY THE NONRESIDENT ELIGIBLE ELECTOR'S NOTARIZED REGISTRATION FORM. THE ELECTION JUDGE MUST RESEARCH THE SIGNATURE FURTHER IF THERE IS:

(I) AN OBVIOUS CHANGE IN THE SIGNATURE'S SLANT;
(II) A PRINTED SIGNATURE ON ONE DOCUMENT AND A CURSIVE SIGNATURE ON THE OTHER DOCUMENT;
(III) A DIFFERENCE IN THE SIGNATURE'S SIZE OR SCALE;
(IV) A DIFFERENCE IN THE SIGNATURE'S INDIVIDUAL CHARACTERISTICS, SUCH AS HOW THE "T"S ARE CROSSED, "I"S ARE DOTTED, OR LOOPS ARE MADE ON "Y"S OR "J"S;"
(V) A difference in the elector’s signature style, such as how the letters are connected at the top and bottom;
(VI) Evidence that ballots or envelopes from the same household have been switched; or
(VII) Any other noticeable discrepancy such as misspelled names.

(b)(I) If an election judge must conduct further research on an elector’s signature, he or she must check the additional signatures provided by the nonresident eligible elector, if available.

(II) An election judge may compare additional information written by the elector on the return envelope, such as the elector’s address and date of signing. Any similarities noted when comparing other information may be used as part of the signature verification decision process.

(III) If an election judge determines that an elector inadvertently returned his or her ballot in another household member’s ballot return envelope, the election judge must process and prepare the ballot of the elector who signed the self-affirmation for counting if it is otherwise valid. The election judge need not send a signature verification discrepancy letter to the elector.

(c) If the election judge disputes the signature, they must document the discrepancy and the research steps taken in a log that identifies the elector only by name and elector identification number, does not contain the elector’s signature, notes the final resolution and ballot disposition, and identifies the election judge responsible for the final resolution and ballot disposition.

(3) (a) If the election judge determines that the signature of a nonresident eligible elector on the self-affirmation matches the elector’s signature on the notarized registration form, the election judge shall follow applicable procedures concerning the qualification and counting of mail ballots.

(b) If a signature verification device used pursuant to subsection (1)(b) of this section determines that the signature on the self-affirmation on a return envelope of a nonresident eligible elector’s ballot matches the signature of the elector, the signature on the self-affirmation is deemed verified and the election judge shall follow applicable procedures concerning the qualification and counting of mail ballots.

(4) If, upon comparing the signature of a nonresident eligible elector on the self-affirmation on the return envelope with the signature of the nonresident eligible elector, the election judge determines that the signatures do not match, or if a signature verification device used pursuant to subsection (1)(b) of this section is unable to determine that the signatures match, two other election judges shall simultaneously compare the signatures and proceed according to subsection (5) of this section.

(5) (a) If the two other election judges specified in subsection (4) of this section agree that the signature of a nonresident eligible elector on the self-affirmation matches the elector’s signature, the initial election judge shall follow applicable procedures concerning the qualification and
COUNTING OF MAIL BALLOTS.

(b) In the case of a disagreement between the two other election judges as to whether the signature of a nonresident eligible elector on the self-affirmation on the return envelope matches the signature of the nonresident eligible elector pursuant to the procedures specified in subsection (4) of this section, the signatures are deemed to match and the initial election judge shall follow applicable procedures concerning the qualification and counting of mail ballots.

(c) (I) If both other election judges agree that the signatures do not match, the designated election official shall, within three days after the signature deficiency has been confirmed, but in no event later than two days after election day, send to the nonresident eligible elector at the address indicated in the registration records a letter explaining the discrepancy in signatures and a form for the nonresident eligible elector to confirm that the elector returned a ballot to the designated election official.

(II) (A) If the designated election official receives the form within eight days after election day confirming that the elector returned a ballot to the official, and if the ballot is otherwise valid, the ballot must be counted.

(B) If the nonresident eligible elector returns the form indicating that the elector did not return a ballot to the designated election official, or if the nonresident eligible elector does not return the form within eight days after election day, the self-affirmation on the return envelope must be categorized as incorrect and the ballot shall not be counted. An original return envelope with an enclosed secrecy envelope containing a voted ballot that is not counted in accordance with this subsection (5)(c)(II)(B) must be stored in the office of the designated election official in a secure location separate from valid return envelopes and may be removed only by order of a court having jurisdiction.

(6) An election judge shall not determine that the signature of a nonresident eligible elector on the self-affirmation does not match the signature of that elector solely on the basis of substitution of initials or use of a common nickname.

(7) The designated election official shall provide training in the techniques and standards of signature comparison to election judges who compare signatures pursuant to this section.

(8) As used in this section, "nonresident eligible elector" means an elector who satisfies the requirements of section 32-1-103 (5)(f)."

Renumber succeeding sections accordingly.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez, Benavidez, Buckner, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan,
Singer, Sirota, Valdez A., Weissman; also Senator(s) Pettersen--Concerning the rental application process for prospective tenants.

Laid over until February 19, retaining place on Calendar.

HB19-1037 by Representative(s) Hansen and Esgar; also Senator(s) Donovan--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.

Laid over until February 19, retaining place on Calendar.

HB19-1078 by Representative(s) Lewis, Pelton, Baisley, Beckman, Sandridge, Larson, Buck, Rich, Van Winkle, Geitner, Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper, Williams D.--Concerning a requirement that consent of the owner of real property be obtained before the property may be listed on the national register of historic places.

Laid over until February 19, retaining place on Calendar.

HB19-1137 by Representative(s) Wilson and Valdez D., Buckner; also Senator(s) Priola, Pettersen--Concerning supporting high school students' interest in early childhood education through the teacher cadet program.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1155 by Representative(s) Michaelson Jenet and Carver; also Senator(s) Lundeen and Foote--Concerning adding certain conduct to the definition of sexual contact.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-042 by Senator(s) Foote; also Representative(s) Sirota and Arndt--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

Laid over until February 19, retaining place on Calendar.

HB19-1129 by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1175 by Representative(s) Gray; also Senator(s) Gonzales--Concerning the property tax valuation appeal process.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1032 by Representative(s) Lontine and Caraveo; also Senator(s) Todd and Coram--Concerning comprehensive human sexuality education, and, in connection therewith, making an appropriation.


Amendment No. 3, by Representative(s) Sandridge.

Amend printed bill, page 2, after line 6 insert:

"(b) The liberty of parents to direct the upbringing, education, and care of their children is a fundamental right, and a parent's interest and effort to guide his or her children in healthy and appropriate cultural and sexual relationships is a fundamental part of parenting;".

Reletter succeeding paragraphs accordingly.

Amendment No. 4, by Representative(s) Herod.

Amend Amendment No. 3, by Representative Sandridge, printed in House Journal page 334, line 31, strike "parents" and substitute "parents and legal guardians".

Page 334, line 32, after "parent's" insert "or legal guardian's".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1148 by Representative(s) Herod; also Senator(s) Coram and Gonzales--Concerning changing the maximum jail sentence for certain crimes from one year to three hundred sixty-four days.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
SB19-023 by Senator(s) Tate and Fenberg; also Representative(s) Kraft-Tharp and McKean--Concerning exemptions from the securities laws for cryptocurrencies, and, in connection therewith, enacting the "Colorado Digital Token Act".

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend the Health & Insurance Committee Report, dated January 30, 2019, page 1, strike lines 1 through 18 and substitute:

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

"SECTION 1. In Colorado Revised Statutes, 22-1-128, add (8.5) as follows:

22-1-128. Comprehensive human sexuality education - legislative declaration - definitions - guidelines and content standards. (8.5) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, ANY CURRICULA CONCERNING COMPREHENSIVE HUMAN SEXUALITY EDUCATION IS THE PURVIEW OF THE LOCAL COMMUNITY MEMBERS AND THE COMMUNITY'S ELECTED SCHOOL BOARD OFFICIALS.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".".

Page 2 of the committee report, strike lines 1 through 15.

The amendment was declared lost by the following roll call vote:

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Speaker N
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend the Health & Insurance Committee Report, dated January 30, 2019, page 1, strike lines 1 through 18 and substitute:

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

"SECTION 1. In Colorado Revised Statutes, 22-1-128, add (8.5) as follows:

22-1-128. Comprehensive human sexuality education - legislative declaration - definitions - guidelines and content standards. (8.5) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, ANY STANDARDS CONCERNING COMPREHENSIVE HUMAN SEXUALITY EDUCATION IS THE PURVIEW OF THE LOCAL COMMUNITY MEMBERS AND THE COMMUNITY'S ELECTED SCHOOL BOARD OFFICIALS.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 2 of the committee report, strike lines 1 through 15.

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the Williams motion to refer HB 19-1032, as amended, to the Education Committee, to show that HB 19-1032, as amended, was referred to the Education Committee.

The amendment was declared lost by the following roll call vote:
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 12, strike lines 9 and 10.

Renumber succeeding subparagraphs accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.
Amend printed bill, page 7, after line 19 insert:

"(a) "ABORTION" means the act of using or prescribing any instrument, medicine, drug, or any other substance, device, or means with the intent to terminate the pregnancy. Termination by those means will cause the death of the unborn child and, in the case of late term abortion, any abortion after sixteen weeks will inflict great bodily injury on the unborn child, causing cruel or extreme pain or suffering that will cause the death of the unborn child."

Reletter succeeding paragraphs accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend the Health & Insurance Committee Report, dated January 30, 2019, page 1, strike line 4 and substitute:

"Page 8, strike lines 24 through 27."

Page 9, strike lines 1 through 4 and substitute:

"(e) "EVIDENCE-BASED PROGRAM" means a program that:

(1) was evaluated using a rigorous research design, including:

(A) measuring knowledge, attitude, and behavior;

(B) having an adequate sample size;

(C) using sound research methods and processes;

(D) replicating in different locations and finding similar evaluation results; and
(E) Publishing results in a peer-reviewed journal;

(II) Research has shown to be effective in changing at least one of the following behaviors that contribute to early pregnancy and sexually transmitted infections, including HIV:

(A) Delaying sexual initiation;

(B) Reducing the frequency of sexual intercourse;

(C) Reducing the number of sexual partners; or

(D) Increasing the use of condoms and other contraceptives."

The amendment was declared lost by the following roll call vote:

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Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 14, line 9, strike "A".

Page 14, strike lines 10 through 14.

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 13, line 20, after "SERVICES," insert "OR".

Page 13, strike line 21 and substitute "SCHOOL THAT OFFERS HUMAN SEXUALITY INSTRUCTION AND THE STATE CHARTER SCHOOL INSTITUTE SHALL".

Page 13, strike lines 24 and 25 and substitute "THAT WILL NOT PROFILE STUDENTS AS BEING DIFFERENT OR DRAW UNDUE ATTENTION TO, CAUSE UNDUE EMBARRASSMENT FOR, OR BULLYING OF, STUDENTS EXCUSED FROM THE HUMAN SEXUALITY".

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 13, strike lines 5 through 7 and substitute:
"(I) Written notification of the parent or guardian's ability to authorize a student to participate in human sexuality instruction; and".

Page 13, strike lines 11 through 14 and substitute:

"(b) Any student whose parent or guardian does not affirmatively authorize the student's participation in human sexuality instruction shall not participate in the instruction."

The amendment was declared lost by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 12, line 27, strike "(a)".

Page 13, line 5, strike "(I)" and substitute "(a)".

Page 13, line 8, strike "(II)" and substitute "(b)".

Page 13, strike lines 11 through 14.

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 10, line 18, strike "PRIMARY OR ".

The amendment was declared lost by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 7, line 3, strike "GENDER NORMS OR ".

Page 10, lines 1 and 2, strike "A NORMAL PART OF HUMAN DEVELOPMENT" and substitute "KNOWN ASPECTS OF HUMAN EXPERIENCE".

Page 12, line 13, strike "GENDER NORMS OR ".
The amendment was declared **lost** by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 8, after line 23, insert:

"(e) "GENDER STUDIES" MEANS AN INTERDISCIPLINARY FIELD, INCLUDING WOMEN'S STUDIES AND QUEER STUDIES, THAT OFTEN FOCUSES ON GENDER IDENTITY AS A SOCIAL AND CULTURAL CONSTRUCT, AND WHICH HAS ROOTS IN POST-MODERN AND CRITICAL THEORIES OF LITERATURE, HISTORY, AND SOCIETY."

Reletter succeeding paragraphs accordingly.

Page 10, line 17, strike "AND".

Page 10, after line 17, insert:

"(III) NOT ENDORSE GENDER STUDIES AS THE PRIMARY OR SOLE ACCEPTABLE BASIS FOR HUMAN SEXUALITY INSTRUCTION PRESENTED TO STUDENTS. SUCH INSTRUCTION IS NOT COMPREHENSIVE AND IS INCONSISTENT WITH THE REQUIREMENTS OF THIS SECTION."

Renumber succeeding subparagraphs accordingly.

The amendment was declared **lost** by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 8, after line 23, insert:

"(e) "GENDER STUDIES" MEANS AN INTERDISCIPLINARY FIELD, INCLUDING WOMEN'S STUDIES AND QUEER STUDIES, THAT OFTEN FOCUSES ON GENDER IDENTITY AS A SOCIAL AND CULTURAL CONSTRUCT, AND WHICH HAS ROOTS IN POST-MODERN AND CRITICAL THEORIES OF LITERATURE, HISTORY, AND SOCIETY."

Reletter succeeding paragraphs accordingly.

Page 10, line 17, strike "AND".

Page 10, after line 17, insert:

"(III) NOT ENDORSE GENDER STUDIES AS THE PRIMARY OR SOLE ACCEPTABLE BASIS FOR HUMAN SEXUALITY INSTRUCTION PRESENTED TO STUDENTS. SUCH INSTRUCTION IS NOT COMPREHENSIVE AND IS INCONSISTENT WITH THE REQUIREMENTS OF THIS SECTION.".

Renumber succeeding subparagraphs accordingly.

The amendment was declared **lost** by the following roll call vote:

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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 23, strike lines 26 and 27 and substitute:

"(2) THE DEPARTMENT IS".

Page 24, strike lines 1 through 4.

The amendment was declared lost by the following roll call vote:

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Bird N Geitner Y Lontine N Sirota N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Snyder N
Buck Y Gray N McKeen Y Soper Y
Buckner N Hansen N McLachlan E Sullivan N
Buentello E Herod N Melton N Tipper N
Caraveo N Hooton N Michaelson Jenet N Titone N
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. Y
Coleman N Jaquez Lewis N Pelton Y Van Winkle Y
Cutter N Kennedy N District 57 V Weissman N
Duran N Kipp N Ransom Y Williams D. Y
Esgar E Kraft-Tharp N Rich E Wilson Y
Speaker N

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 15, after line 11 insert:

"(15) NO TAXPAYER FUNDING MAY BE USED FOR COMPREHENSIVE HUMAN SEXUALITY EDUCATION IF THE INSTRUCTION IS OFFERED BY PLANNED PARENTHOOD."

The amendment was declared lost by the following roll call vote:

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Arndt E Exum N Landgraf E Roberts N
Baisley Y Froelich E Larson Y Saine Y
Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine and Humphrey amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 11, after line 14 insert:

"(e) Teach that the science of human embryonics indicates that each unique human life begins at conception;".

Reletter succeeding paragraphs accordingly.

The amendment was declared **lost** by the following roll call vote:

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<tr>
<th>YES</th>
<th>NO</th>
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<td>Kraft-Tharp N</td>
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</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 26, strike lines 16 through 18 and substitute:

"SECTION 11. Refer to people under referendum. At the election held on November 3, 2020, the secretary of state shall submit this act by its ballot title to the registered electors of the state for their approval or rejection. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall there be a change to the Colorado Revised Statutes concerning comprehensive human sexuality education in public schools?" Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if a majority of the electors voting on the ballot title vote "Yes/For", then the act will become part of the Colorado Revised Statutes."

The amendment was declared lost by the following roll call vote:

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Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 12, after line 2, insert:

"(6) IN DISCUSSING ABORTION, INSTRUCTIONAL CONTENT STANDARDS SHALL INCLUDE THE FOLLOWING DEFINITION OF AT LEAST ONE OF THE MORE COMMON ABORTION PROCEDURES:

(a) "DISMEMBERMENT ABORTION" MEANS A DILATION AND EVACUATION PROCEDURE USED TO DISMEMBER THE BABY, LIMB BY LIMB; CRUSH THE SKULL; AND REMOVE ALL PIECES OF THE ABORTED BABY FROM THE WOMB. DURING A DISMEMBERMENT ABORTION, A THIRTEEN-INCH TOOL WITH SHARP TEETH CALLED A "SOPHER CLAMP" IS USED TO:
(I) Sever and remove the arms and legs, limb by limb, from the baby's body;
(II) Pull the severed limbs from the womb;
(III) Individually sever the intestines, spine, heart, lungs, and other internal organs and remove them from the womb;
(IV) Crush the skull. Due to the size of the skull, it cannot be removed intact so it must first be crushed into pieces. The abortionist knows when the skull has been crushed into pieces when the gray matter from the brain is observed.
(V) Remove the individual pieces of the skull from the mother's womb; and
(VI) After all of the baby's limbs, organs, and skull have been removed from the mother's womb, reassemble the baby to ensure that all pieces have been removed."

Renumber succeeding subsections accordingly.

The amendment was declared lost by the following roll call vote:

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<td>Rich  E</td>
<td>Wilson  Y</td>
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</table>

Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 14, line 24, strike "GRADE UNLESS THE" and substitute "GRADE."

Page 14, strike lines 25 through 27.

Page 15, strike lines 1 through 4.

The amendment was declared lost by the following roll call vote:
Representative Sandridge moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 11, after line 14, insert:

"(e) THAT THE SOLE WAY TO CONCEIVE A CHILD IS BETWEEN A BIOLOGICAL MAN AND A BIOLOGICAL WOMAN;"

Reletter succeeding paragraphs accordingly.

The amendment was declared **lost** by the following roll call vote:

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YES  20  NO  35  EXCUSED  9  ABSENT  0  VACANCY  1
Arndt E Exum N Landgraf E Roberts N
Baisley Y Froelich E Larson Y Saine Y
Beckman Y Galindo E Lewis Y Sandridge Y
Benavidez N Garnett N Liston E Singer N
Bird N Geitner Y Lontine N Sirota N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Snyder N
Buck Y Gray N McKean Y Soper Y
Buckner N Hansen N McLachlan E Sullivan N
Buentello E Herod N Melton N Tipper N
Caraveo N Hooton N Michaelson Jenet N Titone N
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Coleman N Jaquez Lewis N Pelton Y Van Winkle Y
Cutter N Kennedy N District 57 V Weissman N
Duran N Kipp N Ransom Y Williams D. Y
Esgar E Kraft-Tharp N Rich E Wilson Y
Speaker N
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Representative Sandridge moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge amendment, to HB 19-1032, to show that said amendment passed, and that HB 19-1032, as amended, passed.

Amend printed bill, page 11, lines 25 and 26, strike "ADOPTION, ABORTION," and substitute "ADOPTION".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1106, 1037, 1078, SB19-042--February 19, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<th>YES</th>
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<th>NO</th>
<th>20</th>
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REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1017 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add article 99 to title 22 as follows:

ARTICLE 99

Colorado K-5 Social and Emotional Health Act

22-99-101. Short title. The short title of this article 99 is the "COLORADO K-5 SOCIAL AND EMOTIONAL HEALTH ACT".

22-99-102. Legislative declaration. (1) The General Assembly finds that:

(a) School mental health professionals, including school social workers, positively impact the school environment by working with young students and their families to identify safety net insecurities, social and emotional skills deficits, instances of abuse and neglect, and mental health challenges;

(b) Identifying these student issues as early as possible increases the likelihood that problems can be resolved successfully and in a manner that decreases long-term problems with learning and other barriers to student success in the future;

(c) A pilot program that places a team of school mental health professionals in every pilot program school will allow the team, in partnership with classroom teachers, to provide needed support for young students and their families at a critical time in their education;

(d) A significant goal of the pilot program is to ensure that students of elementary age receive the right level of necessary services, in the right place, and at the right time; and

(e) Receiving the right level of services, in the right place, and at the right time helps remove the burden placed on teachers to be everything to a student, from therapist to family counselor, and instead allows teachers to return to their primary task: Teaching.

(2) Therefore, the General Assembly declares that the
CREATION AND SUCCESSFUL IMPLEMENTATION OF A COLORADO K-5 SOCIAL AND EMOTIONAL HEALTH PILOT PROGRAM COULD HAVE A PROFOUNDER IMPACT ON THE EARLY EDUCATIONAL AND SOCIAL EXPERIENCES OF KINDERGARTEN THROUGH FIFTH-GRADE STUDENTS, RESULTING IN THOSE STUDENTS GRADUATING TO MIDDLE AND HIGH SCHOOL PROGRAMS WITH FEWER SOCIAL, EMOTIONAL, AND BEHAVIORAL ISSUES; ADVERSE CHILDHOOD EXPERIENCES; DISCIPLINARY REFERRALS AND DELINQUENT CONDUCT; SCHOOL ABSENCES AND TRUANCY; AND INCIDENCES OF SELF-HARM.

22-99-103. Definitions. As used in this Article 99, unless the context otherwise requires:

(1) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-115.

(2) "PILOT PROGRAM" MEANS THE K-5 SOCIAL AND EMOTIONAL HEALTH PILOT PROGRAM, CREATED IN SECTION 22-99-104.

(3) "PILOT SCHOOL" MEANS A SCHOOL SELECTED BY THE DEPARTMENT TO PARTICIPATE IN THE PILOT PROGRAM CREATED IN SECTION 22-99-104 FOR STUDENTS IN KINDERGARTEN THROUGH FIFTH GRADE.

(4) "SCHOOL COUNSELOR" MEANS A COUNSELOR HOLDING A MASTER'S DEGREE IN EDUCATIONAL COUNSELING AND A PROFESSIONAL SPECIAL SERVICES LICENSE IN COLORADO WITH AN ENDORSEMENT IN SCHOOL COUNSELING, INCLUDING BUT NOT LIMITED TO THE COMPLETION OF COURSE WORK IN THE AREAS OF ACADEMIC AND SOCIAL EMOTIONAL DEVELOPMENT; ASSESSMENT FOR SOCIAL AND EMOTIONAL CONCERNS, INCLUDING SUICIDE PREVENTION AND INTERVENTION; CRISIS INTERVENTION; SOCIAL EMOTIONAL PREVENTION PROGRAMS, INCLUDING CHARACTER EDUCATION AND VIOLENCE PREVENTION; MENTAL HEALTH, PROTECTIVE FACTORS FOR AT-RISK STUDENTS, AND CAREER AWARENESS, EXPLORATION, AND PLANNING.

(5) "SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT ORGANIZED AND EXISTING PURSUANT TO LAW BUT DOES NOT INCLUDE A LOCAL COLLEGE DISTRICT.

(6) "SCHOOL MENTAL HEALTH PROFESSIONAL" MEANS A SCHOOL COUNSELOR, A SCHOOL PSYCHOLOGIST, OR A SCHOOL SOCIAL WORKER.

(7) "SCHOOL PSYCHOLOGIST" MEANS A PSYCHOLOGIST HOLDING A MASTER'S DEGREE AND A PROFESSIONAL SPECIAL SERVICES LICENSE IN COLORADO WITH A SCHOOL PSYCHOLOGIST ENDORSEMENT.

(8) "SCHOOL SOCIAL WORKER" MEANS A SOCIAL WORKER HOLDING A MASTER'S DEGREE AND A PROFESSIONAL SPECIAL SERVICES LICENSE IN COLORADO WITH AN ENDORSEMENT IN SCHOOL SOCIAL WORK, INCLUDING BUT NOT LIMITED TO THE COMPLETION OF COURSE WORK IN THE AREAS OF SCHOOL AND SPECIAL EDUCATION LAW, INCLUDING CONTENT COVERING FUNCTIONAL BEHAVIOR ASSESSMENT AND THE DEVELOPMENT OF BEHAVIOR INTERVENTION PLANS.

REPEAL OF THE PILOT PROGRAM IS EXTENDED BY THE GENERAL ASSEMBLY.
Pursuant to Section 22-99-106, the department shall employ or contract with a pilot program coordinator and contract for preliminary and final program evaluations of the pilot program. The department shall promulgate any rules necessary for the administration of the pilot program.

(2) (a) No later than January 15, 2020, the department shall select up to ten pilot schools to participate in the pilot program. The department shall select pilot schools that exhibit the characteristics set forth in subsection (2)(b) of this section and that are appropriate test schools to evaluate the impact and effectiveness of the pilot program. The pilot schools must demonstrate a willingness to participate in the pilot program and to collect the data and information necessary for the evaluation of the pilot program.

(b) The department shall select pilot schools, including rural, small, and geographically diverse schools, which schools shall have a high-poverty student population and a high percentage of students who experience or may experience food insecurity, as evidenced by the number or percentage of students in the school who are eligible for free and reduced-priced meals; and may include schools:

(I) in large, metropolitan school districts;
(II) that have significant ethnic, cultural, and language diversity within their student populations, which may include students from refugee populations;
(III) that have a high number or density of youth who are students in out-of-home placement, as defined in Section 22-32-138;
(VI) that are in a school district that has a high percentage of students who are adjudicated delinquent; and
(VII) that are in a school district that has a high rate of youth suicide, attempted suicide, or suicidal ideation.

22-99-105. Implementation of pilot program. (1) In the first and subsequent years of operation of the pilot program, each pilot school shall employ or contract with additional school mental health professionals so that each of grades one through five and the kindergarten program in each pilot school has a school mental health professional dedicated to each grade and the kindergarten program. If a single grade or the kindergarten program has more than one hundred students, additional school mental health professionals must be added to the grade or kindergarten program to maintain a ratio of approximately one school mental health professional per one hundred students, as determined by the pilot school. A small pilot school shall maintain a ratio of approximately one school mental health professional per one hundred students, as determined by the pilot school. At least one of the school mental health professionals at each pilot school must be a school social worker.

(2) The goal of the pilot program is for a school mental health professional to develop an ongoing relationship with pilot school students and to follow those students, to the extent possible, as the students advance through the grades at the pilot school. This will allow the school mental health
PROFESSIONAL TO UNDERSTAND THE NEEDS OF THE STUDENTS AND THEIR
FAMILIES OVER TIME AND TO HELP ADDRESS THOSE NEEDS OVER TIME, IF
NECESSARY. TO ACHIEVE THIS GOAL, SCHOOL MENTAL HEALTH
PROFESSIONALS MAY BE ASSIGNED TO A COHORT OF STUDENTS BY GRADE
OR, IN A SMALLER SCHOOL, BY MULTIPLE GRADES. SCHOOL MENTAL
HEALTH PROFESSIONALS IN EACH PILOT SCHOOL SHALL WORK AS A TEAM
TO ADDRESS THE ACADEMIC AND SOCIAL EMOTIONAL NEEDS OF THE PILOT
SCHOOL’S STUDENTS.

(3) FOR PURPOSES OF IMPLEMENTING THIS PILOT PROGRAM, THE
GENERAL ASSEMBLY SHALL APPROPRIATE TO THE DEPARTMENT FOR
DISTRIBUTION TO THE PILOT SCHOOLS, OR TO THE GOVERNING BODY FOR
THE PILOT SCHOOL, THE AMOUNT OF MONEY NECESSARY FOR THE PILOT
SCHOOLS TO EMPLOY OR CONTRACT WITH THE NUMBER OF ADDITIONAL
SCHOOL MENTAL HEALTH PROFESSIONALS NECESSARY TO IMPLEMENT THE
PILOT PROGRAM, AS DESCRIBED SUBSECTION (1) OF THIS SECTION.
THROUGHOUT THE DURATION OF THE PILOT PROGRAM, THE PILOT SCHOOL
MUST EMPLOY OR CONTRACT WITH, AT THE PILOT SCHOOL’S EXPENSE, THE
SAME NUMBER OF SCHOOL MENTAL HEALTH PROFESSIONALS EMPLOYED BY
OR CONTRACTED WITH THE PILOT SCHOOL DURING THE 2019-20 SCHOOL
YEAR, SO THAT THE APPROPRIATION TO THE PILOT SCHOOL FOR THE PILOT
PROGRAM SUPPLEMENTS, BUT DOES NOT SUPPLANT, THE PILOT SCHOOL’S
EXISTING EXPENDITURES FOR SCHOOL MENTAL HEALTH PROFESSIONAL
POSITIONS PRIOR TO THE OPERATION OF THE PILOT PROGRAM.

(4) (a) IN IMPLEMENTING THE PILOT PROGRAM, THE SCHOOL
MENTAL HEALTH PROFESSIONALS SHALL WORK AS A TEAM, WITH EACH
PROFESSIONAL PROVIDING SERVICES TO STUDENTS AND OFFERING
TRAINING AND RESOURCES TO SCHOOL FACULTY AND ADMINISTRATORS
THAT ARE AUTHORIZED UNDER THE SCHOOL MENTAL HEALTH
PROFESSIONAL’S SPECIAL SERVICES LICENSE AND ENDORSEMENT. IN
ADDITION, SCHOOL MENTAL HEALTH PROFESSIONALS MAY, CONSISTENT
WITH THE SCHOOL MENTAL HEALTH PROFESSIONAL’S JOB DUTIES AND
LICENSURE:

(I) ASSIST STUDENTS WITH APPLYING FOR AND OBTAINING
NECESSARY PUBLIC BENEFITS FOR WHICH EACH STUDENT IS ELIGIBLE;

(II) PROVIDE SERVICES AND SUPPORTS TO STUDENTS WHO HAVE AN
INDIVIDUALIZED EDUCATION PROGRAM, AS PROVIDED IN SECTION
22-20-108;

(III) CONSULT AND COORDINATE WITH OTHER SCHOOL
PROFESSIONALS ON BEHALF OF STUDENTS AND SUPPORT FAMILIES
ACCESSING COMMUNITY-BASED RESOURCES AS NEEDED AND
APPROPRIATE;

(IV) PROVIDE THE SCHOOL WITH RESOURCES TO DEVELOP AND
IMPROVE THE SOCIAL AND EMOTIONAL HEALTH OF STUDENTS;

(V) PROVIDE SOCIAL AND EMOTIONAL SKILL BUILDING IN THE
SCHOOL AND WITH STUDENTS IN THE CLASSROOM; AND

(VI) IDENTIFY FOOD INSECURITY, HOMELESSNESS, AND OTHER
ISSUES AFFECTING STUDENTS AND MAKE REFERRALS TO SERVICES WITHIN
THE COMMUNITY, BRINGING THOSE SERVICES INTO THE SCHOOL SETTING
WHERE POSSIBLE.

(b) AS APPROPRIATE, AND TO THE EXTENT POSSIBLE, THE SCHOOL
MENTAL HEALTH PROFESSIONAL MUST PROVIDE SERVICES OR ARRANGE
FOR SERVICES TO BE PROVIDED FOR STUDENTS AT THE SCHOOL AND
DURING SCHOOL HOURS OR WHEN STUDENT BUSING IS AVAILABLE.

(c) SERVICES PROVIDED BY THE SCHOOL MENTAL HEALTH
PROFESSIONAL TO THE STUDENT MUST INCLUDE THE STUDENT’S FAMILY
AND HOUSEHOLD, WHERE APPROPRIATE. THE SCHOOL MENTAL HEALTH
PROFESSIONAL IS SPECIFICALLY AUTHORIZED TO MAKE HOME VISITS WHEN
APPROPRIATE UNDER THE CIRCUMSTANCES AND CONSISTENT WITH
LICENSURE.

(5) EACH PILOT SCHOOL’S TEAM OF SCHOOL MENTAL HEALTH
PROFESSIONALS SHALL PARTICIPATE IN THE SCHOOL’S OR SCHOOL
DISTRICT’S MULTI-TIERED SYSTEMS OF SUPPORT PROCESS TO ASSIST IN
DEVELOPING APPROPRIATE PLANS FOR THE MENTAL HEALTH AND
BEHAVIORAL NEEDS OF INDIVIDUAL STUDENTS.

(6) EACH PILOT SCHOOL, OR EACH PILOT SCHOOL’S GOVERNING
BODY, WHERE APPROPRIATE, SHALL COLLECT, TRANSMIT, AND RETAIN ANY
DATA AND INFORMATION NECESSARY FOR THE EVALUATION OF THE PILOT
PROGRAM PURSUANT TO SECTION 22-99-106. EACH PILOT SCHOOL SHALL
RECORD THE UNIQUE STUDENT IDENTIFIER, AS DEFINED IN SECTION
22-16-103, FOR ALL STUDENTS ENROLLED IN THE PILOT SCHOOL.

22-99-106. Pilot program coordinator - evaluation of pilot
program - student impacts and outcomes. (1) THE DEPARTMENT SHALL
EMPLOY OR CONTRACT WITH A PILOT PROGRAM COORDINATOR TO OVERSEE
THE IMPLEMENTATION OF THE PILOT PROGRAM ACROSS THE PILOT
SCHOOLS. THE PILOT PROGRAM COORDINATOR MUST BE A SCHOOL SOCIAL
WORKER WHO SHALL WORK WITH EACH PILOT SCHOOL’S TEAM OF SCHOOL
MENTAL HEALTH PROFESSIONALS. THE DUTIES OF THE PILOT PROGRAM
COORDINATOR INCLUDE, AT A MINIMUM:

(a) COORDINATING DATA COLLECTION AND PROGRAM EVALUATION
REQUIREMENTS WITH THE PROFESSIONAL PROGRAM EVALUATOR RETAINED
PURSUANT TO SUBSECTION (2) OF THIS SECTION;
(b) SERVING AS A CONTACT PERSON AND RESOURCE FOR TEAMS OF
SCHOOL MENTAL HEALTH PROFESSIONALS IN THE PILOT SCHOOLS;
(c) SHARING BEST PRACTICES RELATING TO THE PILOT PROGRAM
AND ITS IMPLEMENTATION AT THE PILOT SCHOOLS; AND
(d) ENSURING FIDELITY TO THE GOALS OF THE PILOT PROGRAM
ACROSS THE PILOT SCHOOLS.

(2) (a) THE DEPARTMENT SHALL SELECT A PROFESSIONAL
PROGRAM EVALUATOR TO COMPLETE A PRELIMINARY EVALUATION OF THE
PILOT PROGRAM ON OR BEFORE SEPTEMBER 1, 2022, AND A FINAL
EVALUATION OF THE PILOT PROGRAM TO BE COMPLETED ON OR BEFORE
SEPTEMBER 1, 2023. THE DEPARTMENT SHALL CONTRACT WITH THE
EVALUATOR PRIOR TO THE IMPLEMENTATION OF THE PILOT PROGRAM IN
THE PILOT SCHOOLS DURING THE 2020-21 SCHOOL YEAR TO CREATE A
PROCESS FOR THE COLLECTION AND TRANSMISSION OF DATA AND
INFORMATION TO THE EVALUATOR TO ENSURE THAT THE EVALUATOR HAS
THE DATA AND INFORMATION NECESSARY TO COMPLETE THE PRELIMINARY
AND FINAL REPORTS CONCERNING THE IMPACT AND OUTCOMES OF THE
PILOT PROGRAM. THE PILOT PROGRAM EVALUATOR, IN CONJUNCTION WITH
THE DEPARTMENT, SHALL SELECT A GROUP OF CONTROL SCHOOLS THAT
HAVE SCHOOL CHARACTERISTICS AND STUDENT DEMOGRAPHICS SIMILAR
TO THOSE OF THE PILOT SCHOOLS, TO SERVE AS A CONTROL GROUP FOR
PURPOSES OF EVALUATING THE IMPACTS AND OUTCOMES OF THE PILOT
PROGRAM ON PARTICIPATING STUDENTS AND PILOT SCHOOLS. DATA
COLLECTED FOR PILOT SCHOOLS AND CONTROL GROUP SCHOOLS MUST
INCLUDE DATA FROM SCHOOL CLIMATE AND HEALTHY SCHOOLS SURVEYS
FOR ANY GRADE IN WHICH SUCH SURVEYS HAVE BEEN CREATED.

(b) THE DEPARTMENT SHALL SELECT A PROFESSIONAL PROGRAM
EVALUATOR THAT HAS THE KNOWLEDGE AND SKILLS NECESSARY TO
EVALUATE THE EFFECTIVENESS OF SERVICES PROVIDED BY THE PILOT
PROGRAM AND THE RESULTING IMPACTS AND OUTCOMES OF THE PILOT PROGRAM ON THE STUDENT COHORTS PARTICIPATING IN THE PILOT PROGRAM. THE DEPARTMENT IS ENCOURAGED, BUT IS NOT REQUIRED, TO CONTRACT WITH A STATE INSTITUTION OF HIGHER EDUCATION TO COMPLETE THE EVALUATION OF THE PILOT PROGRAM.

(c) THE DEPARTMENT AND THE PILOT SCHOOLS SHALL COOPERATE FULLY WITH THE PILOT PROGRAM EVALUATOR’S COLLECTION AND ANALYSIS OF DATA AND INFORMATION RELATING TO THE PILOT PROGRAM’S IMPACT AND OUTCOMES. THE DEPARTMENT, PILOT SCHOOLS, THE PILOT PROGRAM COORDINATOR, AND THE CONTRACTED EVALUATOR SHALL COMPLY WITH ALL STATE AND FEDERAL LAWS RELATING TO THE CONFIDENTIALITY OF ACADEMIC AND MEDICAL RECORDS OF STUDENTS AND SHALL PROVIDE AGGREGATED DATA WHERE APPROPRIATE.

(d) THE PILOT PROGRAM EVALUATOR SHALL DETERMINE THE IMPACT OF THE PILOT PROGRAM ON STUDENTS’ ACADEMIC, MENTAL, SOCIAL EMOTIONAL, AND PHYSICAL HEALTH AND WELL-BEING. THE EVALUATOR SHALL COLLECT AND ANALYZE DATA RELATING TO STUDENT AND SCHOOL OUTCOMES, WHICH OUTCOMES MAY INCLUDE:

(I) THE INCREASE OR DECREASE IN STUDENTS' DISCIPLINARY REFERRALS, EITHER WITHIN THE PILOT SCHOOL, OR PILOT SCHOOL'S DISTRICT, IF RELEVANT, OR WITH LAW ENFORCEMENT, AND THE INCREASE OR DECREASE IN STUDENTS ADJUDICATED DELINQUENT WITHIN THE PILOT SCHOOL'S DISTRICT;

(II) THE INCREASE OR DECREASE IN STUDENTS' LOST INSTRUCTION TIME DUE TO DISCIPLINARY ACTION OR VISITS TO THE SCHOOL NURSE OR SCHOOL COUNSELOR;

(III) THE INCREASE OR DECREASE IN EXCUSED AND UNEXCUSED ABSENCES AND TRUANCY;

(IV) THE INCREASE OR DECREASE IN OVERALL STUDENT PERFORMANCE ON STATEWIDE ASSESSMENTS, BY GRADE;

(V) THE INCREASE OR DECREASE IN THE STUDENT COHORTS' GRADE POINT AVERAGE, BY GRADE;

(VI) THE INCREASE IN ACCESS TO SUPPORTIVE SERVICES FOR STUDENTS AND THEIR FAMILIES, AS EVIDENCED BY:

(VII) AN INCREASE IN THE NUMBER OR PERCENTAGE OF STUDENTS IDENTIFIED AS ELIGIBLE FOR FREE OR REDUCED-PRICE MEALS, BY GRADE;

(VIII) AN INCREASE IN EMPLOYMENT OUTCOMES FOR STUDENTS' FAMILIES;

(IX) AN INCREASE OR DECREASE IN STUDENTS' FOOD SECURITY AS DEMONSTRATED BY AN INCREASE OR DECREASE IN THE NUMBER OR PERCENTAGE OF STUDENTS PARTICIPATING IN THE FEDERAL SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM;

(X) AN INCREASE OR DECREASE IN THE NUMBER OR PERCENTAGE OF ELIGIBLE STUDENTS ACCESSING PUBLIC BENEFITS;

(XI) AN INCREASE OR DECREASE IN THE PILOT SCHOOLS' AWARENESS OF OR INVOLVEMENT WITH DOMESTIC VIOLENCE OR CHILD ABUSE ISSUES AFFECTING STUDENTS;

(XII) CHANGES TO THE SCHOOL CLIMATE DURING THE OPERATION OF THE PILOT PROGRAM AND EVALUATION OF SCHOOL CLIMATE AND HEALTHY SCHOOLS SURVEYS;

(XIII) THE REDUCTION IN ADVERSE CHILDHOOD EXPERIENCES OR THE POSITIVE RESOLUTION OF ADVERSE CHILDHOOD EXPERIENCES, IF AVAILABLE;

(XIV) THE REDUCTION IN YOUTH SUICIDE AND ATTEMPTED SUICIDE; AND
Any other relevant data and information relating to pilot program outcomes and impacts as determined by the pilot program evaluator.

22-99-107. Appropriations for this article - gifts, grants, or donations. (1) The department shall include in its annual budget request to the general assembly the amount of appropriations necessary to administer the pilot program and employ or contract with the required number of school mental health professionals and the amount of appropriations necessary for the ongoing program evaluation contract and to employ or contract with the pilot program coordinator.

(2) The general assembly may annually appropriate money from the marijuana tax cash fund, created in section 39-28.8-501, to the department to be used for the pilot program established in this article 99.

(3) The department may seek, accept, and expend gifts, grants, or donations from private or public sources for the purposes of this article 99.

22-99-108. Repeal of article. This article 99 is repealed, effective July 1, 2023.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

HB19-1139 be postponed indefinitely.

SB19-009 be referred favorably to the Committee on Appropriations.

JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1045 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 14, strike "(1)" and substitute "(1), (4) introductory portion, and (5)".

Page 3, after line 2, insert:

"(4) On or before January 1, 2023, the director shall submit to the judiciary committees of the senate and the house of representatives,
to any successor committees, a report concerning the activities of the office. The report, at a minimum, must:

(5) In addition to performing the duties described in this section, the director, in consultation with the commission, shall develop a strategy for the discontinuation of the office in the event that the general assembly declines to continue or expand the office after 2023. The strategy must include consideration of how to meet the guardianship needs of adults who will no longer be able to receive guardianship services from the office.

**SECTION 3.** In Colorado Revised Statutes, amend 13-94-111 as follows:

**13-94-111. Repeal - wind-up.** (1) This article 94 is repealed, effective June 30, 2021 December 31, 2023. Prior to such repeal, the general assembly, after reviewing the report submitted by the director pursuant to section 13-94-105 (4), shall consider whether to enact legislation to continue, discontinue, or expand the office.

(2) If the general assembly has adjourned the legislative session beginning in January of 2023 sine die without enacting legislation to continue or expand the office, the office shall implement its discontinuation plan developed pursuant to section 13-94-105 and wind-up its affairs prior to the repeal of this article 94."

Renumber succeeding section accordingly.

**HB19-1149** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 5, strike "MARCH 31, 2020," and substitute "JUNE 30, 2020,"

Page 2, lines 5 and 6, strike "THE AGE OF DELINQUENCY TASK FORCE OF".

Page 2, lines 8 and 9, strike "MAKE RECOMMENDATIONS TO THE COMMISSION, WHO SHALL, IN TURN,"

Page 2, line 11, strike "TASK FORCE" and substitute "COMMISSION".

Page 2, line 13, strike "TASK FORCE" and substitute "COMMISSION".

Page 2, line 17, strike "DATA MUST INCLUDE:"

Page 3, line 7, strike "NOT;" and substitute "NOT IN COMPLETING HIS OR HER SENTENCE;"

Page 3, strike lines 8 and 9 and substitute:

"(G) ANY PRIOR SERVICES PROVIDED THROUGH CRIMINAL AND JUVENILE JUSTICE INVOLVEMENT; AND"

Page 3, line 10, strike "TASK FORCE" and substitute "COMMISSION".
Page 3, lines 17 and 18, strike "GROWING AND THAT THEY ARE LESS CAPABLE OF REASONED THINKING IN CHARGED SETTINGS," and substitute "DEVELOPING AND HAVE DIFFICULTY WITH QUALITATIVE DECISION-MAKING, AND THEY ARE".

Page 3, line 19, after "THAN" insert "OLDER".

Page 3, lines 23 and 24, strike "TO THE COMMISSION".

Page 4, line 2, strike "MARCH 31, 2020," and substitute "JUNE 30, 2020, ".

Strike "TWENTY-ONE" and substitute "TWENTY-FIVE" on: Page 2, line 17; Page 3, lines 13 and 16.

Strike "EMERGING" and substitute "YOUNG" on: Page 3, lines 12, 15, 23, and 25.

**HB19-1172**  
be referred to the Committee of the Whole with favorable recommendation.

**STATE, VETERANS, & MILITARY AFFAIRS**  
After consideration on the merits, the Committee recommends the following:

**HB19-1151**  
be postponed indefinitely.

**HB19-1167**  
be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 9, strike lines 12 through 27.

Strike pages 10 and 11.

Page 12, strike lines 1 through 16.

Renumber succeeding subsections accordingly.

Page 12, line 27, strike "(10)" and substitute "(9)".

Page 13, line 2, strike "(10)(b)," and substitute "(9)(b),".

Page 14, strike lines 18 through 25 and substitute:

"(11) THE OPERATOR OF A REMOTE NOTARIZATION SYSTEM OR OTHER PROVIDER OF TECHNOLOGY OR STORAGE FOR AN AUDIO-VIDEO RECORDING CREATED UNDER SUBSECTION (9) OF THIS SECTION SHALL BE DEEMED TO BE TRANSACTING BUSINESS IN THIS STATE AND, IF A FOREIGN ENTITY, SHALL APPOINT AND MAINTAIN A REGISTERED AGENT, IN
ACCORDANCE WITH SECTION 7-90-701, WITH AUTHORITY TO ACCEPT SERVICE OF PROCESS IN CONNECTION WITH A CIVIL ACTION OR OTHER PROCEEDING THAT INVOLVES ISSUES RELATING TO THE AUDIO-VIDEO RECORDING.".

Page 16, line 4, after "NOR" insert "THE OPERATOR OF".

Page 16, line 7, strike "(10)" and substitute "(9)".

Page 17, strike lines 14 through 22 and substitute "applicability. (1) This act takes effect January 1, 2021; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect January 1, 2021, or on the date of the official declaration of the vote thereon by the governor, whichever is later.".

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB-103 Amended in General Orders as printed in Senate Journal, February 14, 2019.

The Senate has passed on Third Reading and returns herewith:
HB19-1014, 1060.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, SB19-103.

INTRODUCTION OF BILLS
First Reading

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

HB19-1184 by Representative(s) Herod and Caraveo--Concerning a requirement that staff of the legislative council prepare demographic notes on certain legislative bills.

Committee on Finance

HB19-1185 by Representative(s) Benavidez; also Senator(s) Gonzales--Concerning the establishment of a new state holiday in place of Columbus day.

Committee on State, Veterans, & Military Affairs
HB19-1186  by Representative(s) McLachlan; also Senator(s) Bridges
and Cooke--Concerning fingerprinting options for
background checks for school employees.

Committee on Education

SB19-102  by Senator(s) Zenzinger, Todd, Donovan, Fenberg, Fields,
Moreno, Pettersen, Rodriguez, Williams A.; also
Representative(s) Titone--Concerning permitting a public
school to include operation as a community school in its
innovation plan.

Committee on Education

SB19-103  by Senator(s) Williams A. and Tate, Cooke, Coram, Court,
Crowder, Danielson, Fenberg, Fields, Foote, Garcia,
Gardner, Ginal, Gonzales, Hisey, Holbert, Lee, Lundeen,
Marble, Moreno, Pettersen, Priola, Rodriguez, Story,
Todd, Winter, Woodward, Zenzinger; also
Representative(s) Coleman and Carver, Van Winkle,
Arndt, Baisley, Beckman, Buck, Catlin, Geitner,
Gonzales-Gutierrez, Humphrey, Landgraf, Larson, Lewis,
Lontine, McKean, Neville, Ransom, Rich, Saine,
Sandridge, Soper, Williams D., Wilson--Concerning the
ability of a minor to operate a business on a limited basis
without obtaining the approval of a local government.

Committee on Business Affairs & Labor

On motion of Representative Garnett, the House adjourned until
10:00 a.m., February 19, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Father Mark McGregor, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Hanna Rollins, Miranda Burton, Girl Scout Troop 74, Cresthill Middle School, Highlands Ranch.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Exum, Soper--2.
Vacancy--1.
Present after roll call--Representative(s) Exum.

The Speaker declared a quorum present.

On motion of Representative Froelich, the reading of the journal of February 15, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)—FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1152 by Representative(s) Herod and Galindo; also Senator(s) Gonzales--Concerning eliminating the requirement that a student member of the state student advisory council for community colleges and occupational education must be an in-state student for tuition purposes prior to election to the state student advisory council for community colleges and occupational education.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1108

by Representative(s) Liston and Hooton, Catlin, Coleman, McKean, Rich, Singer, Wilson; also Senator(s) Tate, Ginal--Concerning measures to expand the ability of nonresident electors to participate in the governance of special districts, and, in connection therewith, allowing nonresident electors who own taxable property within the special district to vote in special district elections and allowing such electors to serve on special district boards in a nonvoting capacity.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1137 by Representative(s) Wilson and Valdez D., Buckner; also Senator(s) Priola, Pettersen--Concerning supporting high school students' interest in early childhood education through the teacher cadet program.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
<th>NO</th>
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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Caraveo, Catlin, Cutter, Esgar, Froelich, Galindo, Garnett, Gray, Herod, Hooton, Kennedy, Kipp, Kraft-Tharp, McCluskie, Melton, Michaelson Jenet, Mullica, Pelton, Roberts, Sirota, Snyder, Sullivan, Titone, Valdez A., Speaker

HB19-1155 by Representative(s) Michaelson Jenet and Carver; also Senator(s) Lundeen and Foote--Concerning adding certain conduct to the definition of sexual contact.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
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</table>
Co-sponsor(s) added: Representative(s) Buentello, Catlin, Cutter, Duran, Esgar, Froelich, Galindo, Geitner, Gonzales-Gutierrez, Jackson, Kraft-Tharp, Liston, Melton, Neville, Ransom, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Van Winkle, Wilson, Speaker

HB19-1129 by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1175 by Representative(s) Gray; also Senator(s) Gonzales--Concerning the property tax valuation appeal process.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1148 by Representative(s) Herod; also Senator(s) Coram and Gonzales--Concerning changing the maximum jail sentence for certain crimes from one year to three hundred sixty-four days.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buentello, Galindo, Gonzales-Gutierrez,Gray, Hansen, Hooton, Kennedy, Kipp, Melton, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman, Speaker

SB19-023 by Senator(s) Tate and Fenberg; also Representative(s) Kraft-Tharp and McKe--Concerning exemptions from the securities laws for cryptocurrencies, and, in connection therewith, enacting the "Colorado Digital Token Act".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker Y
Co-sponsor(s) added: Representative(s) Bird, Melton, Roberts, Singer, Titone, Valdez A., Williams D.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 19, 2019 only:

**Education**
Representative Catlin to replace Representative Ransom

**Health & Insurance**
Representative Pelton to replace Representative Catlin

**Judiciary**
Representative Sandridge to replace Representative Soper

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until February 20, retaining place on Calendar:

Consideration of General Orders--HB19-1106, 1037, 1078, SB19-042, HB19-1172, 1130.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**EDUCATION**
After consideration on the merits, the Committee recommends the following:

**HB19-1123** be postponed indefinitely.

**SB19-039** be referred to the Committee of the Whole with favorable recommendation.
PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

HB19-1170 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 22, after "add" insert "(2.3) and".

Page 5, line 3, after "received" insert "REASONABLY COMPLETE".

Page 5, after line 12 insert:
"(2.3) A TENANT WHO GIVES ELECTRONIC NOTICE OF A CONDITION AS DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION SHALL RETAIN SUFFICIENT PROOF OF DELIVERY, INCLUDING BUT NOT LIMITED TO AN ELECTRONIC RECEIPT OF DELIVERY OR A CERTIFICATE OF SERVICE PREPARED BY THE SENDER CONFIRMING THE ELECTRONIC DELIVERY.".

Page 5, line 20, after "(4)" insert "(a)".

Page 5, strike lines 24 through 27 and substitute "TENANT, SHALL move a PROVIDE THE tenant: to
(I) A comparable DWELLING unit, after paying the reasonable costs, actually incurred, incident to the move: AS SELECTED BY THE LANDLORD, AT NO EXPENSE OR COST TO THE TENANT; OR
(II) A HOTEL ROOM, AS SELECTED BY THE LANDLORD, AT NO EXPENSE OR COST TO THE TENANT.

(b) A LANDLORD IS NOT REQUIRED TO PAY FOR ANY OTHER EXPENSES OF A TENANT THAT ARISE AFTER THE RELOCATION PERIOD. A TENANT CONTINUES TO BE RESPONSIBLE FOR PAYMENT OF RENT UNDER THE RENTAL AGREEMENT DURING THE PERIOD OF ANY TEMPORARY RELOCATION AND FOR THE REMAINDER OF THE TERM OF THE RENTAL AGREEMENT FOLLOWING THE REMEDIATION.".

Page 6, strike lines 1 through 4.

Page 7, strike line 23 and substitute:
"(3) Unless THE RENTAL AGREEMENT PROVIDES otherwise stated in AS PERMITTED BY section 38-12-506, prior to being"

Page 7, line 24, strike "BEFORE" and substitute "BEFORE".

Page 7, line 27, after "repeal" add "and reenact, with amendments,".

Page 8, strike lines 2 through 27 and substitute:
"38-12-506. Exception for certain single-family residences.
(1) FOR A SINGLE-FAMILY RESIDENCE PREMISES FOR WHICH A LANDLORD DOES NOT RECEIVE A SUBSIDY FROM ANY GOVERNMENTAL SOURCE, A LANDLORD AND TENANT MAY AGREE IN WRITING THAT THE TENANT IS TO PERFORM SPECIFIC REPAIRS, MAINTENANCE TASKS, ALTERATIONS, AND REMODELING NECESSARY TO COMPLY WITH SECTION 38-12-503, SUBJECT TO THE FOLLOWING REQUIREMENTS:
(a) THE AGREEMENT OF THE LANDLORD AND TENANT IS ENTERED INTO IN GOOD FAITH AND IS SET FORTH IN A WRITING THAT IS SEPARATE
FROM THE RENTAL AGREEMENT, SIGNED BY THE PARTIES, AND SUPPORTED
BY ADEQUATE CONSIDERATION; AND

(b) THE TENANT HAS THE REQUISITE SKILLS TO PERFORM THE
WORK REQUIRED TO COMPLY WITH SECTION 38-12-503 (1).

(2) TO THE EXTENT THAT PERFORMANCE BY A TENANT RELATES TO
A CHARACTERISTIC SET FORTH IN SECTION 38-12-505 (1), THE TENANT
ASSUMES THE OBLIGATION FOR THE CHARACTERISTIC, AND THE LACK OF
THE CHARACTERISTIC DOES NOT MAKE THE RESIDENTIAL PREMISES
UNINHABITABLE.

Page 9, strike lines 1 through 14.

Page 10, line 26, after "ONE" insert "GOOD-FAITH".

Page 11, line 11, after "MORE" insert "GOOD-FAITH".

Page 11, line 20, strike "TENANT." and substitute "TENANT AND SHALL
COMMENCE WORK TO REPAIR OR REMEDY THE CONDITION AS SOON AS
REASONABLY POSSIBLE.".

Page 13, strike lines 18 through 25 and substitute:

"(X) IF A COURT FINDS THAT A TENANT HAS WRONGFULLY
DEDUCTED RENT, THE COURT SHALL AWARD THE LANDLORD AN AMOUNT
OF MONEY EQUAL TO THE AMOUNT WRONGFULLY WITHHELD. IF THE COURT
FINDS THAT THE TENANT ACTED IN BAD FAITH, THE COURT SHALL AWARD
THE LANDLORD POSSESSION OF THE PREMISES AND AN AMOUNT OF MONEY
EQUAL TO DOUBLE THE AMOUNT WRONGFULLY WITHHELD.".

Page 13, strike lines 26 and 27 and substitute:

"(3) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION:

(a) IF THE SAME CONDITION THAT SUBSTANTIALLY CAUSED A
BREACH OF THE WARRANTY OF HABITABILITY RECURS WITHIN SIX MONTHS
AFTER THE CONDITION IS REPAIRED OR REMEDIED, OTHER THAN A BREACH
OF SECTION 38-12-505 (1)(b)(I), THE TENANT MAY TERMINATE THE
RENTAL AGREEMENT FOURTEEN DAYS AFTER PROVIDING THE LANDLORD
WRITTEN OR ELECTRONIC NOTICE OF THE TENANT’S INTENT TO DO SO. THE
NOTICE MUST INCLUDE A DESCRIPTION OF THE CONDITION AND THE DATE
OF THE TERMINATION OF THE RENTAL AGREEMENT.

(b) IF THE SAME CONDITION THAT SUBSTANTIALLY CAUSED A
BREACH OF THE WARRANTY OF HABITABILITY RECURS WITHIN SIX MONTHS
AFTER THE CONDITION IS REPAIRED OR REMEDIED, AND THE CONDITION IS
A BREACH OF SECTION 38-12-505 (1)(b)(I), THE TENANT MAY TERMINATE
THE RENTAL AGREEMENT FOURTEEN DAYS AFTER PROVIDING THE
LANDLORD WRITTEN OR ELECTRONIC NOTICE OF THE TENANT’S INTENT TO
DO SO. THE NOTICE MUST INCLUDE A DESCRIPTION OF THE CONDITION AND
THE DATE OF THE TERMINATION OF THE RENTAL AGREEMENT. HOWEVER,
IF THE LANDLORD REMEDIES THE CONDITION WITHIN FOURTEEN DAYS
AFTER RECEIVING THE NOTICE, THE TENANT MAY NOT TERMINATE THE
RENTAL AGREEMENT.".

Page 14, strike lines 1 through 6.
PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1184, 1185, 1186.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-109.


The Senate has passed on Third Reading and returns herewith:

HB19-1050.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, SB19-109.

without comment, as amended, SB19-106.

INTRODUCTION OF BILLS

First Reading

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

HB19-1187 by Representative(s) Coleman; also Senator(s) Bridges--Concerning increasing completion rates of applications for student financial aid for higher education.

Committee on Education

Committee on Appropriations

HB19-1188 by Representative(s) Sirota and Snyder--Concerning the inclusion of the net impact on greenhouse gas pollution in the fiscal notes prepared for legislative measures.

Committee on Energy & Environment

Committee on Appropriations

HB19-1189 by Representative(s) Gray and Valdez A.; also Senator(s) Bridges--Concerning wage garnishment reform, and, in connection therewith, reducing disposable earnings by health insurance premiums, reducing the amount that is subject to garnishment, and providing more detailed information to the judgment debtor regarding garnishment.

Committee on Finance
HB19-1190  by Representative(s) Kipp--Concerning repeal of the mill
levy equalization fund.
Committee on Education
Committee on Appropriations

SB19-106  by Senator(s) Cooke and Zenzinger; also Representative(s)
Tipper--Concerning an additional process by which a
board of county commissioners may initiate the
withdrawal of current employees who are peace officers
from a defined contribution retirement plan offered by one
or more local governments.
Committee on Transportation & Local Government

SB19-109  by Senator(s) Fenberg; also Representative(s) Garnett--
Concerning adjustments to limitations on damages to
reflect the effects of inflation.
Committee on Judiciary

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over until February 22,
2019 under the rules:

SJR19-005  by Senator(s) Garcia; also Representative(s) Becker--
Concerning the appointment of members of the Colorado
Commission on Uniform State Laws.

On motion of Representative Lontine, the following bill(s) will be
calendared for General Orders on February 20, 2019: HB19-1170,
SB19-039.

On motion of Representative Lontine, the House adjourned until
9:00 a.m., February 20, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Ashwin and Sachin Hansen, Rocky Mountain School of Expeditionary Learning, Denver.

The roll was called with the following result:

Present--64.
Vacancy--1.

The Speaker declared a quorum present.

On motion of Representative Froelich, the reading of the journal of February 19, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Kraft-Tharp, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1078 by Representative(s) Lewis, Pelton, Baisley, Beckman, Sandridge, Larson, Buck, Rich, Van Winkle, Geitner, Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper, Williams D.; also Senator(s) Marble--Concerning a requirement that consent of the owner of real property be obtained before the property may be listed on the national register of historic places.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez, Benavidez, Buckner, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan, Singer, Sirota, Valdez A., Weissman; also Senator(s) Pettersen--Concerning the rental application process for prospective tenants.

Amendment No. 1, Business Affairs & Labor Report, dated February 5, 2019, and placed in member's bill file; Report also printed in House Journal, February 6, 2019.

Amendment No. 2, by Representative(s) Gonzales-Gutierrez.

Amend the Business Affairs and Labor Committee Report, dated February 5, 2019, page 1, line 8, strike "FEE." and substitute "FEE. THE LANDLORD SHALL MAKE A GOOD-FAITH EFFORT TO REMIT SUCH AMOUNT WITHIN TWENTY CALENDAR DAYS AFTER PROCESSING THE APPLICATION.".

Page 1 of the report, line 11, after "(1)" insert "(a)".

Page 1 of the report, after line 13 insert:

"Page 5 of the printed bill, line 13, strike "NEITHER INQUIRE INTO NOR" and substitute "NOT".".

Page 1 of the report, strike line 15 and substitute:

""(b) IF A LANDLORD USES CRIMINAL HISTORY AS A CRITERION IN CONSIDERATION OF AN APPLICATION, THE LANDLORD SHALL NOT CONSIDER AN ARREST RECORD OF A PROSPECTIVE TENANT FROM ANY TIME OR ANY CONVICTION OF A PROSPECTIVE TENANT THAT OCCURRED MORE THAN FIVE YEARS BEFORE THE DATE OF THE APPLICATION; EXCEPT THAT A LANDLORD MAY CONSIDER ANY CRIMINAL CONVICTION RECORD RELATING TO:

(I) The unlawful distribution, manufacturing, dispensing, or sale of a material, compound, mixture, or preparation that contains methamphetamine, as described in section 18-18-405;

(II) The unlawful possession of materials to make methamphetamine and amphetamine, as described in section 18-18-412.5; or

(III) Any felony offense that required the prospective tenant to register as a sex offender pursuant to section 16-22-103.

(2) (a) IF A LANDLORD DENIES A RENTAL APPLICATION, THE"

Page 2 of the report, after line 1 insert:

"Page 6 of the bill, after line 1 insert:

"(b) A LANDLORD WHO IS REQUIRED TO PROVIDE A NOTICE OF DENIAL TO A PROSPECTIVE TENANT AS DESCRIBED IN SUBSECTION (2)(a)"
OF THIS SECTION SHALL MAKE A GOOD-FAITH EFFORT TO DO SO NOT MORE THAN TWENTY CALENDAR DAYS AFTER MAKING THE DECISION TO DENY THE PROSPECTIVE TENANT'S RENTAL APPLICATION."."

Amendment No. 3, by Representative(s) Beckman.

Amend amendment No. 2 by Representative Gonzales-Gutierrez, printed on House Journal page 376, line 46, strike "OR".

Page 376, line 49, strike "16-22-103." and substitute "16-22-103; OR".

Page 376, after line 49 insert:

"(IV) ANY OFFENSE DESCRIBED IN PART 1 OF ARTICLE 3 OF TITLE 18.".

Amendment No. 4, by Representative(s) Titone.

Amend printed bill, page 6, line 2, strike "penalties. A" and substitute "penalties - notice required - exception. (1) EXCEPT AS DESCRIBED IN SUBSECTION (3) OF THIS SECTION, A".

Page 6, line 4, strike "TWICE" and substitute "TREBLE".

Page 6, after line 5 insert:

"(2) A PERSON WHO INTENDS TO FILE AN ACTION PURSUANT TO SUBSECTION (1) OF THIS SECTION SHALL MAKE A GOOD-FAITH EFFORT TO NOTIFY THE LANDLORD OF SUCH INTENTION NOT LESS THAN SEVEN CALENDAR DAYS BEFORE FILING THE ACTION.

(3) A LANDLORD WHO CORRECTS OR CURES A VIOLATION OF THIS PART 9 NOT MORE THAN SEVEN CALENDAR DAYS AFTER RECEIVING NOTICE OF THE VIOLATION IS IMMUNE FROM LIABILITY FOR THE VIOLATION.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1037 by Representative(s) Hansen and Esgar; also Senator(s) Donovan--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.

Laid over until February 21, retaining place on Calendar.

SB19-042 by Senator(s) Foote; also Representative(s) Sirota and Arndt--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

(Consideration of SB19-042 continued on House Journal page 384)
A motion by Representative Kennedy that the Committee rise, report progress and beg leave to sit again at 4:30 p.m., was adopted by unanimous consent. (General Orders continued on page 384.)

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House reconvened.

The Committee of the Whole reported it had risen, reported progress and would sit again at 4:30 p.m.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

HB19-1095 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 6, line 9, after "(5)" insert "(a)".

Page 6, after line 14 insert:

"(b) A PHYSICIAN ASSISTANT WHO MAY BE LIABLE FOR DAMAGES AS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION SHALL MAINTAIN PROFESSIONAL LIABILITY INSURANCE IN AN AMOUNT NOT LESS THAN ONE MILLION DOLLARS PER CLAIM AND THREE MILLION DOLLARS FOR ALL CLAIMS.

(c) A PHYSICIAN ASSISTANT’S SUPERVISING PHYSICIAN MAY BE LIABLE FOR DAMAGES RESULTING FROM THE PHYSICIAN ASSISTANT’S NEGLIGENCE IN PROVIDING CARE TO A PATIENT IF THE PHYSICIAN ASSISTANT HAS NOT PRACTICED FOR AT LEAST THREE YEARS AS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION.".

Page 6, strike lines 25 through 27 and substitute "of this state to practice medicine. A licensed physician may be responsible for the direction and supervision of up to four EIGHT physician assistants at any one time. and may be responsible for the direction and supervision of".

Page 7, line 2 after "board:" insert "A LICENSED PHYSICIAN SHALL NOT BE MADE RESPONSIBLE FOR THE DIRECTION AND SUPERVISION OF MORE THAN FOUR PHYSICIAN ASSISTANTS UNLESS THE LICENSED PHYSICIAN AGREES TO ASSUME THE RESPONSIBILITY.".

Page 7, line 11, strike "EIGHTEEN" and substitute "SEVENTEEN".

Page 7, line 14, strike "THREE" and substitute "Two".

Page 7, strike lines 23 through 27 and substitute "after the appointment. THE TERM OF THE PHYSICIAN ASSISTANT APPOINTEE ADDED TO THE BOARD DURING THE CALENDAR YEAR BEGINNING JANUARY 1, 2019, EXPIRES TWO YEARS AFTER THE".
Page 8, line 6, strike "THREE" and substitute "TWO".

Page 8, strike lines 23 through 27.

Page 9, strike lines 1 through 19.

Renumber succeeding section accordingly.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1119 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 24-72-303, add (4) as follows:


(b) PRIOR TO PROVIDING ACCESS TO THE INTERNAL INVESTIGATION FILE PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, THE CUSTODIAN SHALL REDACT OR REMOVE THE FOLLOWING INFORMATION FROM THE DISCLOSED RECORDS:

(I) ANY PERSONAL IDENTIFYING INFORMATION AS DEFINED BY SECTION 6-1-713 (2)(b);

(II) ANY IDENTIFYING OR CONTACT INFORMATION RELATED TO CONFIDENTIAL INFORMANTS, WITNESSES, OR VICTIMS;

(III) THE HOME ADDRESS, PERSONAL PHONE NUMBER, AND PERSONAL E-MAIL ADDRESS OF A PEACE OFFICER;

(IV) ANY INFORMATION PROHIBITED FOR PUBLIC RELEASE BY STATE OR FEDERAL LAW; EXCEPT THAT INTERNAL INVESTIGATION RECORDS EXAMINING IN-UNIFORM OR ON-DUTY CONDUCT OF A PEACE OFFICER DURING AN ALLEGED INCIDENT OF OFFICE MISCONDUCT WHILE INTERACTING WITH A MEMBER OF THE PUBLIC DOES NOT FALL WITHIN THE DEFINITION OF "PERSONNEL FILES" IN SECTION 24-72-202 (4.5);

(V) ANY MEDICAL OR MENTAL HEALTH INFORMATION;
(VI) ANY IDENTIFYING INFORMATION RELATED TO A JUVENILE;

AND

(VII) ANY NONFINAL DISCIPLINARY RECOMMENDATIONS.

(c) (I) IN ADDITION TO THE INFORMATION REQUIRED TO BE
REDACTED PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION, PRIOR TO
PROVIDING ACCESS TO THE INTERNAL INVESTIGATION FILE PURSUANT TO
SUBSECTION (4)(a) OF THIS SECTION, THE CUSTODIAN MAY ALSO REDACT
ONLY THE FOLLOWING FROM DISCLOSED RECORDS:

(A) ANY COMPELLED STATEMENTS MADE BY PEACE OFFICERS WHO
ARE THE SUBJECT OF A CRIMINAL INVESTIGATION OR A FILED CRIMINAL
CASE DIRECTLY RELATED TO CONDUCT UNDERLYING THE INTERNAL
INVESTIGATION;

(B) ANY VIDEO INTERVIEWS IF AN OFFICIAL TRANSCRIPT OF THE
INTERVIEW IS PRODUCED, UNLESS, AFTER RECEIVING THE TRANSCRIPT
THE REQUESTER REQUESTS THE VIDEO;

(C) ANY VIDEO OR PHOTOGRAPH THAT RAISES SUBSTANTIAL
PRIVACY CONCERNS FOR CRIMINAL DEFENDANTS, VICTIMS, WITNESSES, OR
INFORMANTS, INCLUDING VIDEO REFLECTING NUDITY, A MEDICAL
EMERGENCY, A MENTAL HEALTH CRISIS, A VICTIM INTERVIEW, OR THE
INTERIOR OF A HOME OR TREATMENT FACILITY. WHENEVER POSSIBLE, THE
VIDEO SHOULD BE REDACTED OR BLURRED TO PROTECT THE PRIVACY
INTEREST WHILE STILL ALLOWING PUBLIC RELEASE.

(D) THE IDENTITY OF OFFICERS WHO VOLUNTEERED INFORMATION
RELATED TO THE INTERNAL INVESTIGATION BUT WHO ARE NOT A SUBJECT
OF THE INTERNAL INVESTIGATION; AND

(E) SPECIFIC INFORMATION THAT WOULD REVEAL CONFIDENTIAL
INTELLIGENCE INFORMATION, CONFIDENTIAL SECURITY PROCEDURES OF
A LAW ENFORCEMENT AGENCY OR THAT, IF DISCLOSED, WOULD
COMPROMISE THE SAFETY OF A PEACE OFFICER, WITNESS, OR INFORMANT.
HOWEVER, NOTHING IN THIS SUBSECTION (4)(c)(I)(E) JUSTIFIES OR
PERMITS THE REDACTION OR WITHHOLDING OF INFORMATION DESCRIBING
OR DEPICTING USE OF FORCE BY A PEACE OFFICER ON A MEMBER OF THE
PUBLIC.

(II) IF A RECORD CONTAINS INFORMATION REDACTED PURSUANT
TO THIS SUBSECTION (4)(c), THE APPLICANT MAY REQUEST A WRITTEN
EXPLANATION OF THE REASONS FOR THE REDACTION.

(d) A WITNESS, VICTIM, OR CRIMINAL DEFENDANT MAY WAIVE IN
WRITING THE INDIVIDUAL PRIVACY INTEREST THAT MAY BE IMPLICATED
BY PUBLIC RELEASE. UPON RECEIPT OF SUCH A WRITTEN WAIVER,
ACCOMPANIED BY A REQUEST FOR RELEASE OF THE RECORDS, THE
CUSTODIAN SHALL NOT REDACT, REMOVE, OR WITHHOLD RECORDS TO
PROTECT THE WAIVED PRIVACY INTEREST.

(e) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (4)(a) OF
THIS SECTION, THE CUSTODIAN OF AN INTERNAL INVESTIGATION FILE AS
DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION MAY DENY INSPECTION
OF THE FILE IF THERE IS AN ONGOING CRIMINAL INVESTIGATION OR
CRIMINAL CASE AGAINST A PEACE OFFICER RELATED TO THE SUBJECT OF
THE INTERNAL INVESTIGATION. THE INVESTIGATION FILE MUST BE OPEN
FOR PUBLIC INSPECTION UPON THE DISMISSAL OF ALL CHARGES OR UPON
A SENTENCE FOR A CONVICTION.

(f) ANY PERSON WHO HAS BEEN DENIED ACCESS TO ANY
INFORMATION IN A COMPLETED INTERNAL AFFAIRS INVESTIGATION FILE
MAY FILE AN APPLICATION IN THE DISTRICT COURT IN THE COUNTY WHERE
THE RECORDS ARE LOCATED FOR AN ORDER DIRECTING THE CUSTODIAN
THEREOF TO SHOW CAUSE WHY THE WITHHELD OR REDACTED
INFORMATION SHOULD NOT BE MADE AVAILABLE TO THE APPLICANT. THE
COURT SHALL SET THE HEARING ON THE ORDER TO SHOW CAUSE AT THE
EARLIEST PRACTICAL TIME. IF THE COURT DETERMINES, BASED ON ITS
INDEPENDENT JUDGMENT, APPLYING DE NOVO REVIEW, THAT ANY
PORTION OR PORTIONS OF THE COMPLETED INTERNAL AFFAIRS
INVESTIGATION FILE WERE IMPROPERLY WITHHELD PURSUANT TO THIS
SECTION, THE COURT SHALL ORDER THE CUSTODIAN TO PROVIDE THE
APPLICANT WITH A COPY OF THOSE PORTIONS THAT WERE IMPROPERLY
WITHHELD.

(g) NOTWITHSTANDING THE PROVISIONS OF SUBSECTIONS (4)(a)
AND (4)(e) OF THIS SECTION, THE CUSTODIAN OF AN INTERNAL
INVESTIGATION FILE AS DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION
MAY DENY INSPECTION OF THE FILE IF THE INSPECTION IS PROHIBITED BY
RULES PROMULGATED BY THE COLORADO SUPREME COURT OR BY A
COURT ORDER.

(h) THIS SUBSECTION (4) APPLIES TO INTERNAL INVESTIGATIONS
INITIATED AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (4).

SECTION 2. In Colorado Revised Statutes, 24-72-305, amend
(5) as follows:

24-72-305. Allowance or denial of inspection - grounds -
procedure - appeal. (5) On the ground that disclosure would be
contrary to the public interest, and unless otherwise provided by law,
INCLUDING AS REQUIRED BY SECTION 24-72-303 (4), the custodian may
deny access to records of investigations conducted by or of intelligence
information or security procedures of any sheriff, district attorney, or
police department or any criminal justice investigatory files compiled for
any other law enforcement purpose.

SECTION 3. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.

SB19-043 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend reengrossed bill, page 3, after line 27, insert:

"SECTION 11. In Colorado Revised Statutes, 13-3-101, add
(11) and (12) as follows:

(11) (a) THERE IS CREATED IN THE OFFICE OF THE STATE COURT
ADMINISTRATOR A POSITION RESPONSIBLE FOR EDUCATION AND
OUTREACH REGARDING JUDICIAL OFFICE VACANCIES. THE POSITION SHALL
CREATE AND DELIVER EDUCATIONAL PROGRAMMING FOR ATTORNEYS AND
LAW STUDENTS REGARDING JUDICIAL VACANCIES AND THE APPLICATION
PROCESS.

(b) (I) THE POSITION SHALL REPORT ON OR BEFORE OCTOBER 1,
2020 AND ON OR BEFORE OCTOBER 1 EACH YEAR THEREAFTER THROUGH
2030, TO THE CHIEF JUSTICE OF THE SUPREME COURT AND THE JUDICIARY
COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND SENATE, OR ANY
SUCCESSOR COMMITTEE, CONCERNING THE BACKGROUND, PROFESSIONAL
HISTORY, AND QUALIFICATIONS OF JUDICIAL OFFICERS IN THE STATE.
NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136 (11)(a)(I),
THE REQUIREMENT TO SUBMIT THE REPORT REQUIRED IN THIS SECTION
CONTINUES UNTIL THE REPEAL OF THIS SUBSECTION (11)(b) PURSUANT TO
SUBSECTION (11)(b)(II) OF THIS SECTION."
(II) This subsection (11)(b) is repealed, effective January 1, 2031.

(12) (a) On or before November 1, 2019, and on or before each November 1 thereafter, the state court administrator shall submit a report to the joint budget committee of the general assembly and the judiciary committees of the house of representatives and the senate, or any successor committees, on case management statistics for the prior state fiscal year that includes:

(I) The total number and types of:
   (A) New district court cases assigned;
   (B) District court cases resolved; and
   (C) District court cases remaining on the docket; and

(II) For each judicial district and each district court judge the total number and types of:
   (A) New district court cases assigned;
   (B) District court cases resolved; and
   (C) District court cases remaining on the docket.

(b) Notwithstanding section 24-1-136 (11)(a)(I), the requirement to submit the report required in subsection (12)(a) of this section continues indefinitely."

Renumber succeeding sections accordingly.

STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1173 be referred to the Committee of the Whole with favorable recommendation.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1052 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 8, line 4, after "SALES" insert "AND USE".
Page 11, line 21, after "SALES" insert "AND USE".
Page 13, line 3, after "SALES" insert "AND USE".
Page 13, line 5, after "SALES" insert "AND USE".
Page 13, line 6, after "SALES" insert "AND USE".
Page 13, line 7, after "SALES" insert "AND USE".
Page 13, line 10, after "Sales" insert "and use".

Page 13, line 15, after "SALES" insert "AND USE".

Page 13, line 17, after "SALES" insert "AND USE".

Page 13, line 18, after "SALES" insert "AND USE".

Page 13, line 19, after "CIGARETTES." add "A TAX LEVIED BY A DISTRICT IN ACCORDANCE WITH THIS SECTION SHALL TAKE EFFECT ON EITHER JANUARY 1 OR JULY 1 OF THE YEAR SPECIFIED IN THE BALLOT ISSUE SUBMITTED TO THE ELIGIBLE ELECTORS OF THE DISTRICT.".

Page 13, line 20, after "SALES" insert "AND USE".

Page 13, line 21, after "SALES" insert "AND USE".

Page 13, line 24, after "SALES" insert "AND USE".

Page 13, line 26, after "SALES" insert "AND USE".

Page 14, line 3, after "SALES" insert "AND USE".

Page 14, line 4, after "SALES" insert "AND USE".

Page 14, line 7, after "SALES" insert "AND USE".

Page 15, line 12, after "DISTRICT." add "A TAX LEVIED BY A DISTRICT IN ACCORDANCE WITH THIS SECTION SHALL TAKE EFFECT ON EITHER JANUARY 1 OR JULY 1 OF THE YEAR SPECIFIED IN THE BALLOT ISSUE SUBMITTED TO THE ELIGIBLE ELECTORS OF THE DISTRICT.".

**HB19-1138** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 2, line 22, strike "transfer and disposal" and substitute "transfer, and CONVERSION, OR disposal".

Page 2, line 25, strike "transfer through" and substitute "transfer, through CONVERSION, OR DISPOSAL".

**PRINTING REPORT**

The Chief Clerk reports the following bills have been correctly printed: **HB19-1187, 1188, 1189, 1190**.

**SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

The Speaker has signed: **HB19-1011, 1014, 1036, 1060**.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith:
HB19-1008, 1104, 1098, and 1062.

House in recess. House reconvened.

On motion of Representative Roberts, the House resolved itself into Committee of the Whole for continuation of consideration of General Orders, and he returned to the Chair to act as Chairman.

GENERAL ORDERS--SECOND READING OF BILLS
(Continued from page 377)

SB19-042 by Senator(s) Foote; also Representative(s) Sirota and Arndt--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-039 by Senator(s) Story and Zenzinger; also Representative(s) Michaelson Jenet--Concerning allowing interdistrict transportation of students only by adjacent school districts subject to the school districts' mutual consent.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1106, to show that said amendment passed, and that HB 19-1106, as amended, passed.

Amend printed bill, page 6, after line 5 insert;

"SECTION 2. In Colorado Revised Statutes, add 24-48.5-125 as follows:

24-48.5-125. Study concerning House Bill 19-1106. (1) On or before July 1, 2021, the Office of Economic Development shall complete a study of the economic impacts of House Bill 19-1106, enacted in the 2019 regular session. The study must include:

(a) Consideration of the potential effects of the bill on minority and low-income populations;

(b) The potential impact of the bill on rental rates in Colorado."

Renumber succeeding section accordingly.
Page 6, line 7, strike "(1) This" and substitute "(1) Except as described in subsection (3) of this section, this".

Page 6, after line 17, insert:
"(3) This act does not until take effect until the conclusion and report of the study described in Section 2 of this act."

The amendment was declared lost by the following roll call vote:

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Representative Van Winkle moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Van Winkle amendment, to HB 19-1106, to show that said amendment passed, and that HB 19-1106, as amended, passed.

Amend the Business Affairs & Labor Committee Report, dated February 5, 2019, page 2, strike lines 2 and 3 and substitute:

"Page 6, strike lines 2 through 5."

The amendment was declared lost by the following roll call vote:

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<td>Arndt</td>
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<td>Exum</td>
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<td>Y</td>
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<td>Liston</td>
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<td>Geitner</td>
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<td>Lontine</td>
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<td>Sirota</td>
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<td>Snyder</td>
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<td>Soper</td>
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<td>Y</td>
<td>Humphrey</td>
<td>Y</td>
<td>Mullica</td>
<td>N</td>
<td>Valdez A.</td>
<td>N</td>
<td></td>
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</tr>
</tbody>
</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 26 insert:

"24-60-4005. Study of allocation of state's electoral votes. Before the state may become a member of the agreement, the General Assembly shall undertake a study regarding the feasibility, prior to the agreement taking effect on a national basis, of adopting a method of allocating electoral votes to the candidate receiving the largest number of votes in each congressional district."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
</tr>
</thead>
<tbody>
<tr>
<td>22</td>
<td>40</td>
<td>2</td>
<td>0</td>
<td>1</td>
</tr>
</tbody>
</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, strike line 27 and substitute:

"SECTION 2. Refer to people under referendum. At a coordinated election held on November 2, 2021, the secretary of state shall submit this act by its ballot title to the registered electors of the state
for their approval or rejection. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall the state adopt an agreement among the states to elect the president of the United States by national popular vote?" Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if a majority of the electors voting on the ballot title vote "Yes/For", then the act will become part of the Colorado Revised Statutes.

Page 8, strike lines 1 through 9.

The amendment was declared lost by the following roll call vote:

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<th>EXCUSED</th>
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<th>VACANCY</th>
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<tr>
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<td>38</td>
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</tr>
</tbody>
</table>

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 7 insert:

"IF ANY OTHER STATE THAT IS A PARTY TO THIS AGREEMENT DOES NOT HAVE THE SAME OR SUBSTANTIALLY SIMILAR ELECTION SECURITY MEASURES AND VOTER DATA PROTECTIONS AS COLORADO, AS DETERMINED BY THE SECRETARY OF STATE OF COLORADO, COLORADO'S PARTICIPATION IN THIS AGREEMENT IS TERMINATED."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
</tr>
</thead>
<tbody>
<tr>
<td>23</td>
<td>39</td>
<td>2</td>
<td>0</td>
<td>1</td>
</tr>
</tbody>
</table>
Representatives Saine and Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 11 insert:

"24-60-4003. Voter registration - required identification.

(1) An elector may register and vote prior to an election or on election day if the elector:

(a) Provides the elector's valid United States passport; a legible photocopy of the pertinent pages of the passport, identifying the elector and showing the passport number; or both a document that establishes the identity of the elector and a document that establishes citizenship of the elector.

(b) The following documents establish identity for purposes of this section: Driver's license or identification card issued by a state or outlying possession of the United States provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address; identification card issued by federal, state, or local government agencies or entities provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address; school identification card with a photograph; voter's registration card; United States military card or draft record; military dependent's identification card; United States Coast Guard merchant mariner card; Native American tribal document; or a driver's license issued by a Canadian government authority.

(c) The following documents establish citizenship for purposes of this section: A social security account number card; certification of report of birth issued by the United States Department of State; original or certified copy of a birth certificate issued by a state, county, municipal authority, or territory of the United States bearing an official seal; Native American tribal document; or United States citizen identification card."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:
Representatives Saine and Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 26 insert:

"24-60-4005. Voter registration - required identification - contingency. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART 40, THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE IS NOT HEREBY ENACTED INTO LAW, UNLESS EACH STATE THAT IS A PARTY TO THIS AGREEMENT ADOPTS A VOTER IDENTIFICATION LAW THAT IS THE SAME OR SUBSTANTIALLY SIMILAR TO THE POLICY AS ENACTED IN SUBSECTION (2) OF THIS SECTION.

(2) AN ELECTOR MAY REGISTER AND VOTE PRIOR TO AN ELECTION OR ON ELECTION DAY IF THE ELECTOR:

(a) PROVIDES THE ELECTOR'S VALID UNITED STATES PASSPORT; A LEGIBLE PHOTOCOPY OF THE PERTINENT PAGES OF THE PASSPORT, IDENTIFYING THE ELECTOR AND SHOWING THE PASSPORT NUMBER; OR BOTH A DOCUMENT THAT ESTABLISHES THE IDENTITY OF THE ELECTOR AND A DOCUMENT THAT ESTABLISHES CITIZENSHIP OF THE ELECTOR.

(b) THE FOLLOWING DOCUMENTS ESTABLISH IDENTITY FOR PURPOSES OF THIS SECTION: DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED BY A STATE OR OUTLYING POSSESSION OF THE UNITED STATES PROVIDED IT CONTAINS A PHOTOGRAPH OR INFORMATION SUCH AS NAME, DATE OF BIRTH, GENDER, HEIGHT, EYE COLOR, AND ADDRESS; IDENTIFICATION CARD ISSUED BY FEDERAL, STATE, OR LOCAL GOVERNMENT AGENCIES OR ENTITIES PROVIDED IT CONTAINS A PHOTOGRAPH OR INFORMATION SUCH AS NAME, DATE OF BIRTH, GENDER, HEIGHT, EYE COLOR, AND ADDRESS; SCHOOL IDENTIFICATION CARD WITH A PHOTOGRAPH; VOTER'S REGISTRATION CARD; UNITED STATES MILITARY CARD OR DRAFT RECORD; MILITARY DEPENDENT'S IDENTIFICATION CARD; UNITED STATES COAST GUARD MERCHANT MARINER CARD; NATIVE AMERICAN TRIBAL DOCUMENT; OR A DRIVER'S LICENSE ISSUED BY A
The amendment was declared lost by the following roll call vote:

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<th>YES 22</th>
<th>NO 40</th>
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<td>Froelich</td>
<td>N</td>
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<td>3</td>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
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<td>4</td>
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<td>5</td>
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<td>Y</td>
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<td>6</td>
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<td>7</td>
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<td>Gray</td>
<td>N</td>
<td>McKeen</td>
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<tr>
<td>8</td>
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<td>E</td>
<td>Hansen</td>
<td>N</td>
<td>McLachlan</td>
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<td>Jackson</td>
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<td>Kipp</td>
<td>N</td>
<td>Ransom</td>
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Representative Rich moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Rich amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 20 insert:

"24-60-4004. Voter registration - required identification - contingency. If any State, or a political subdivision of any State, that is a party to the agreement allows a noncitizen to lawfully vote in any election held in that state, Colorado's participation in the agreement is terminated."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th></th>
<th>YES 22</th>
<th>NO 40</th>
<th>EXCUSED 2</th>
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</thead>
<tbody>
<tr>
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<td>Landgraf</td>
<td>Y</td>
<td>Roberts</td>
</tr>
<tr>
<td>2</td>
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<td>Y</td>
<td>Froelich</td>
<td>N</td>
<td>Larson</td>
</tr>
<tr>
<td>3</td>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
</tr>
<tr>
<td>4</td>
<td>Benavidez</td>
<td>N</td>
<td>Garnett</td>
<td>N</td>
<td>Liston</td>
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</tbody>
</table>
Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 6, after line 11 insert:

"NOTWITHSTANDING ANY OTHER PROVISION OF THIS AGREEMENT, AT ANY TIME AFTER THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE BECOMES EFFECTIVE AND THE STATE OF COLORADO HAS BECOME A MEMBER OF THE AGREEMENT, THE COLORADO GENERAL ASSEMBLY MAY, BY DULY ENACTED BILL, COMPEL THE STATE TO WITHDRAW FROM THE AGREEMENT."

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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</table>

Arndt    N  Exum N  Landgraf Y  Roberts  N
Baisley  Y  Froelich N  Larson Y  Saine  Y
Beckman  Y  Galindo N  Lewis Y  Sandridge  E
Benavidez N  Garnett N  Liston Y  Singer  N
Bird     N  Geitner Y  Lontine N  Sirota  N
Bockenfeld Y  Gonzales-Gutierrez N  McCluskie N  Snyder  N
Buck     Y  Gray N  McLean Y  Soper  Y
Buckner  E  Hansen N  McLachlan N  Sullivan  N
Buentello N  Herod N  Melton N  Tipper  N
Caraveo  N  Hooton N  Michaelson Jenet N  Titone  N
Carver   Y  Humphrey Y  Mullica N  Valdez A.  N
Catlin   Y  Jackson N  Neville Y  Valdez D.  N
Coleman  N  Jaquez Lewis N  Pelton Y  Van Winkle  Y
Cutter   N  Kennedy N  District 57 V  Weissman  N
Duran    N  Kipp N  Ransom Y  Williams D.  Y
Esgar    N  Kraft-Tharp N  Rich Y  Wilson  Y
Speaker  N

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.
Amend reengrossed bill, page 7, after line 26 insert:

"24-60-4005. Uniformity in state laws governing electors. Notwithstanding any other provision of this part 40, the agreement among the states to elect the president by national popular vote is not hereby enacted into law, unless every state and the district of Columbia has the same or substantially the same laws in effect governing the selection of presidential electors and the manner in which those electors cast their ballots."

The amendment was declared lost by the following roll call vote:

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<th>NO 40</th>
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<td>Sandridge E</td>
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<td>Garnett N</td>
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<td>Singer N</td>
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<td>Geitner Y</td>
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<td>McCluskie N</td>
<td>Snyder N</td>
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<td>Buck Y</td>
<td>Gray N</td>
<td>Melton N</td>
<td>Tipper N</td>
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<td>Buckner E</td>
<td>Hansen N</td>
<td>McLachlan N</td>
<td>Sullivan N</td>
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<td>Valdez D. N</td>
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<tr>
<td>Caraveo N</td>
<td>Hooton N</td>
<td>Michaelson Jenet N</td>
<td>Titone N</td>
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<tr>
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<td>Mullica N</td>
<td>Valdez A. N</td>
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<td>Valdez D. N</td>
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<tr>
<td>Coleman N</td>
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<td>Pelton N</td>
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<tr>
<td>Cutter N</td>
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<tr>
<td>Duran N</td>
<td>Kipp N</td>
<td>Ransom Y</td>
<td>Williams D. Y</td>
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<tr>
<td>Esgar N</td>
<td>Kraft-Tharp N</td>
<td>Rich Y</td>
<td>Wilson Y</td>
<td>Speaker N</td>
</tr>
</tbody>
</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 26 insert:

"24-60-4005. Consent of congress. Notwithstanding any other provision of this part 40, the agreement among the states to elect the president by national popular vote is not hereby enacted into law, unless, in accordance with subsection 10(2) of article I of the United States constitution, congress has given its consent to such agreement."

The amendment was declared lost by the following roll call vote:
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-042, to show that said amendment passed, and that SB 19-042, as amended, passed.

Amend reengrossed bill, page 7, after line 20 insert:

"24-60-4004. Sanctity of elections. If it is found by the Secretary of State of any state that is a party to the agreement that a deceased person has cast a vote in the most recent general election in that state, Colorado's participation in the agreement is terminated."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
</tr>
</thead>
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<tr>
<td>22</td>
<td>40</td>
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<td>1</td>
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</tbody>
</table>

Arndt N Exum N Landgraf Y Roberts N
Baisley Y Froelich N Larson Y Saine Y
Beckman Y Galindo N Lewis Y Sandridge E
Benavidez N Garnett N Liston Y Singer N
Bird N Geitner Y Lontine N Sirota N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Snyder N
Buck Y Gray N McKean Y Soper Y
Buckner E Hansen N McLachlan N Sullivan N
Buentello N Herod N Melton N Tipper N
Caraveo N Hooton N Michaelson Jenet N Titone N
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Coleman N Jaquez Lewis N Pelton Y Van Winkle Y
Cutter N Kennedy N District 57 V Weissman N
Duran N Kipp N Ransom Y Williams D. Y
Esgar N Kraft-Tharp N Rich Y Wilson Y

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Larson amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.
Amend reengrossed bill, page 2, after line 119 insert:

"SECTION 2. Effective date. This act takes effect upon passage; except that section 1 of this act does not take effect if an appellate court reverses the Denver district court's December 14, 2018, ruling in Arapahoe County school district No. 1, et al., v. state of Colorado, et al., case number 2018CV32901."

Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>22</th>
<th>NO</th>
<th>40</th>
<th>EXCUSED</th>
<th>2</th>
<th>ABSENT</th>
<th>0</th>
<th>VACANCY</th>
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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.

Amend reengrossed bill, page 2, line 103, strike "(4)" and substitute "(4); and add (6)."

Page 2, after line 119, insert:

"(6) THE PROVISIONS OF SUBSECTIONS (1)(c) AND (4) OF THIS SECTION DO NOT APPLY TO A STUDENT IN OUT-OF-HOME PLACEMENT, AS DEFINED IN SECTION 22-32-138, AN UNACCOMPANIED HOMELESS CHILD, AS DEFINED IN SECTION 22-33-103.5, OR AN AT-RISK PUPIL, AS DEFINED IN SECTION 22-54-103."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>22</th>
<th>NO</th>
<th>40</th>
<th>EXCUSED</th>
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</tbody>
</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.

Amend reengrossed bill, page 2, strike line 103 and substitute "(1)(c) and (4); and add (6) as follows:"

Page 2, after line 119 insert:

"(6) Each school district shall have a policy in place to ensure that a student in out-of-home placement and other highly mobile students do not miss a single day of school due to interruptions in transportation."

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
<th>NO</th>
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<tr>
<td>20</td>
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</table>

Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.
Amend reengrossed bill, page 2, line 110, after "TRANSPORTATION;" add "EXCEPT THAT THIS SUBSECTION (1)(c) DOES NOT APPLY IF GEOGRAPHY OR TERRAIN OF THE DISTRICT OF RESIDENCE CAUSES A TRANSPORTATION HARDSHIP FOR THE PUPIL TO ATTEND A SCHOOL IN THE DISTRICT OF RESIDENCE.".

The amendment was declared lost by the following roll call vote:

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<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<td>21</td>
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</table>

Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.

Amend reengrossed bill, page 2, lines 117 and 118, strike "BOARD OF OTHER GOVERNING BODY OF THE DISTRICT OF RESIDENCE." and substitute "PUPIL'S PARENT OR GUARDIAN.".

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
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</table>
Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to SB 19-039, to show that said amendment passed, and that SB 19-039, as amended, passed.

Amend reengrossed bill, page 2, strike line 120 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Strike page 3.

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 20, 2019 only:
Health Insurance
Representative Larson to replace Representative Catlin

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until February 21, retaining place on Calendar:
Consideration of Senate Amendment(s)--HB19-1029.
MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 20th day of February, 2019, at
2:45 p.m. The original is on file in the records of the House of
Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, February 20, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State
of Colorado, I have the honor to inform you that I have approved and
filed with the Secretary of State the following Acts:

HB19-1015 - Recreation of the Colorado Water Institute
Approved Wednesday, February 20, 2019 12:41 p.m.

HJR19-1005 - Water Projects Eligibility List
Approved Wednesday, February 20, 2019 12:42 p.m.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1191 by Representative(s) Arndt--Concerning the ability of a
farm stand to be operated on a principal use site of any
sized land area regardless of whether the site has been
zoned by a local government for agricultural operations.
Committee on Rural Affairs & Agriculture

HB19-1192 by Representative(s) Gonzales-Gutierrez and Buentello,
Benavidez, Buckner, Caraveo, Coleman, Duran, Galindo,
Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, Melton,
Mullica, Singer, Sirota, Titone, Valdez A., Valdez D.,
Weissman; also Senator(s) Gonzales, Garcia, Moreno,
Rodriguez--Concerning the inclusion of matters relating to
American minorities in the teaching of social contributions
in civil government in public schools, and, in connection
therewith, establishing the history, culture, social
contributions, and civil government in education
commission to make recommendations to include the
history, culture, and social contributions of American
Indians, Latinos, African Americans, Asian Americans,
and the intersectionality of significant social and cultural
features within these communities, in the teaching and
content standards for history and civics.

Committee on Education

HB19-1193 by Representative(s) Herod and Pelton; also Senator(s)
Garcia--Concerning behavioral health supports for high-
risk families.
Committee on Public Health Care & Human Services
Committee on Appropriations

HB19-1194 by Representative(s) Lontine and Larson; also Senator(s)
Priola and Fields--Concerning the discipline of preschool
through second grade students enrolled in publicly funded
education programs.
Committee on Education

HB19-1195 by Representative(s) Mullica--Concerning restrictions on
specified communications by a candidate for county
elected office.
Committee on State, Veterans, & Military Affairs

HB19-1196 by Representative(s) Gonzales-Gutierrez; also Senator(s)
Moreno--Concerning student financial assistance for
students who are classified as in-state students for tuition
purposes.
Committee on Education

HB19-1197 by Representative(s) Carver and Singer; also Senator(s)
Lee and Gardner--Concerning restrictions on making
public the personal information of government employees
whose official duties involve child abuse and neglect
cases.
Committee on Judiciary

HB19-1198 by Representative(s) Valdez A. and Valdez D.; also
Senator(s) Bridges and Priola--Concerning the powers and
duties of the electric vehicle grant fund.
Committee on Energy & Environment
Committee on Appropriations

HB19-1199 by Representative(s) Valdez A., Arndt, Buentello,
Caraveo, Duran, Froelich, Hooton, Jaquez Lewis,
Kennedy, Kipp, Mullica, Sirota, Titone; also Senator(s)
Pettersen and Winter, Foote--Concerning the conditions
under which operation of a plug-in electric motor vehicle
on an express lane without regard to the number of persons
in the vehicle and without payment of a toll or with
payment of a reduced toll is allowed.
Committee on Energy & Environment
Committee on Appropriations
HB19-1200 by Representative(s) Arndt--Concerning the point of compliance related to the treatment process involved in treating reclaimed domestic wastewater for indoor nonpotable uses within a building where the general public can access plumbing fixtures that are used to deliver the reclaimed domestic wastewater.

Committee on Rural Affairs & Agriculture

HB19-1201 by Representative(s) Kipp and Wilson--Concerning the ability of a board of education of a school district to meet in executive session to discuss the district's strategy in conducting negotiations relating to certain employment-related agreements.

Committee on Education

HB19-1202 by Representative(s) McLachlan and Galindo, Arndt, Kipp, Pelton; also Senator(s) Ginal and Priola--Concerning the food systems advisory council.

Committee on Rural Affairs & Agriculture
Committee on Appropriations

HB19-1203 by Representative(s) Mullica; also Senator(s) Todd--Concerning the creation of a grant program to increase the number of school nurses.

Committee on Education
Committee on Appropriations

HB19-1204 by Representative(s) Beckman and Sandridge--Concerning a prohibition on camping without authorization near environmentally sensitive areas.

Committee on Energy & Environment

HB19-1205 by Representative(s) Arndt--Concerning allowing reimbursement for expenses for members of the restorative justice coordinating council.

Committee on Judiciary

HB19-1206 by Representative(s) Coleman and Larson; also Senator(s) Bridges and Lundeen--Concerning removing equity gaps in higher education by ensuring more students have access to supplemental academic instruction.

Committee on Education

On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 21, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Forty-ninth Legislative Day Thursday, February 21, 2019

1 Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

2 The Speaker Pro Tempore called the House to order at 9:00 a.m.

3 Pledge of Allegiance led by Lia Dino, Samuel Fuentes, Brennan Kammerer, Simon Leff, Skinner Middle School, Denver.

4 The roll was called with the following result:

5 Present--62.

6 Excused--Representative(s) Becker, Buckner--2.

7 Vacancy--1.

8 Present after roll call--Representative(s) Becker.

9 The Speaker declared a quorum present.

10 On motion of Representative Froelich, the reading of the journal of February 20, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

11 APPOINTMENT(S)

12 The Speaker announced the following temporary committee appointment(s) for February 21, 2019 only:

13 Education

14 Representative Bird to replace Representative Buckner

15 Representative Titone to replace Representative Michaelson Jenet

16 THIRD READING OF BILL(S)--FINAL PASSAGE

17 The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.
HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez, Benavidez, Buckner, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan, Singer, Sirota, Valdez A., Weissman; also Senator(s) Pettersen--Concerning the rental application process for prospective tenants.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

YES 40

NO 23

EXCUSED 1

ABSENT 0

VACANCY 1

Arndt Y Exum Y Landgraf N Roberts Y

Baisley N Froelich Y Larson N Saine N

Beckman N Galindo Y Lewis N Sandridge N

Benavidez Y Garnett Y Liston N Singer Y

Bird Y Geitner N Lontine Y Sirota Y

Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Snyder Y

Buck N Gray Y McKeen Y Soper N

Buckner E Hansen Y McLachlan Y Sullivan Y

Buentello Y Herod Y Melton Y Tipper Y

Caraveo Y Hooton Y Michaelson Jenet Y Titone Y

Carver N Humphrey N Mullica Y Valdez A. Y

Catlin N Jackson Y Neville Y Valdez D. Y

Coleman Y Jaquez Lewis Y Pelton N Van Winkle N

Cutter Y Kennedy Y District 57 Y Weissman Y

Duran Y Kipp Y Ransom N Williams D. N

Esgar Y Kraft-Tharp Y Rich N Wilson N

Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Exum, Froelich, Hooton, Kraft-Tharp, Melton, Michaelson Jenet, Snyder, Sullivan, Tipper, Speaker

HB19-1078 by Representative(s) Lewis, Pelton, Baisley, Beckman, Sandridge, Larson, Buck, Rich, Van Winkle, Geitner, Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper, Williams D.; also Senator(s) Marble--Concerning a requirement that consent of the owner of real property be obtained before the property may be listed on the national register of historic places.

Laid over until February 22, retaining place on Calendar.

SB19-042 by Senator(s) Foote; also Representative(s) Sirota and Arndt--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until February 22, retaining place on Calendar:

Consideration of General Orders--HB19-1037.
Consideration of Senate Amendment(s)--HB19-1029.

_______________

House in recess. House reconvened.

_______________

REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

SB19-024 be referred to the Committee of the Whole with favorable recommendation.

SB19-070 be referred to the Committee of the Whole with favorable recommendation.

SB19-080 be referred to the Committee of the Whole with favorable recommendation.

SB19-082 be referred to the Committee of the Whole with favorable recommendation.

SB19-083 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1131 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add 12-42.5-308 as follows:


12-42.5-308. Manufacturer, agent, representative, employee - drug cost information - required - definitions. (1) A manufacturer, or a representative, agent, or employee of a manufacturer, shall provide to a prescriber, in writing, the wholesale acquisition cost of a prescription drug when, in the course of conducting business, the manufacturer, representative, agent, or employee provides information concerning the drug to the prescriber.

(2) (a) When providing the information required by subsection (1) of this section, a manufacturer, or a representative, agent, or employee of a manufacturer, shall also disseminate the names and wholesale acquisition costs of at least three generic prescription drugs from the same therapeutic class, or if three are not available, as many as are available for prescriptive use.

(b) For the purposes of this section:
(I) "prescriber" means a health care provider licensed pursuant to this title 12 who is authorized to prescribe controlled substances or prescription drugs.
(II) "therapeutic class" means a group of similar drugs that have the same or similar mechanisms of action and are used to treat a specific condition.

SECTION 2. In Colorado Revised Statutes, add to article 280 as relocated by House Bill 19-1172 12-280-308 as follows:

12-280-308. Manufacturer, agent, representative, employee - drug cost information - required - definitions. (1) A manufacturer, or a representative, agent, or employee of a manufacturer, shall provide to a prescriber, in writing, the wholesale acquisition cost of a prescription drug when, in the course of conducting business, the manufacturer, representative, agent, or employee provides information concerning the drug to the prescriber.

(2) (a) When providing the information required by subsection (1) of this section, a manufacturer, or a representative, agent, or employee of a manufacturer, shall also disseminate the names and wholesale acquisition costs of at least three generic prescription drugs from the same therapeutic class, or if three are not available, as many as are available for prescriptive use.

(b) For the purposes of this section:
(I) "prescriber" means a health care provider licensed pursuant to this title 12 who is authorized to prescribe controlled substances or prescription drugs.
(II) "therapeutic class" means a group of similar drugs that have the same or similar mechanisms of action and are used to treat a specific condition.

SECTION 3. Act subject to petition - effective date. (1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November.
2020 and, in such case, will take effect on the date of the official
declaration of the vote thereon by the governor.

   (2) Section 2 of this act takes effect only if House Bill 19-1172
becomes law, in which case section 2 takes effect October 1, 2019.''.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the
following:

HB19-1099 be postponed indefinitely.

SB19-017 be referred favorably to the Committee on Appropriations.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200,
1201, 1202, 1203, 1204, 1205, 1206.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-112, 114, 115, 116, 117, 118, 119, 120,
121, 122, 123, 124, 125, 126, and 127.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following
bills have been delivered to the Office of the Governor: HB19-1011,
1014, 1036, 1060 at 3:25 p.m. on February 21, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor
of Statutes:

SB19-076 Amended in General Orders as printed in Senate Journal,
February 20, 2019.

SB19-041 Amended in General Orders as printed in Senate Journal,
February 20, 2019.

HB19-1082 Amended in General Orders as printed in Senate Journal,
February 20, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1071.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1082.
without comment, as amended, SB19-041 and 076.

INTRODUCTION OF BILLS
First Reading

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

HB19-1207 by Representative(s) Roberts; also Senator(s) Donovan and Rankin--Concerning a requirement that motor vehicles meet traction-control standards for winter conditions.
Committee on Transportation & Local Government

HB19-1208 by Representative(s) Singer and Landgraf, Buckner, Catlin, Exum, Liston, Pelton, Soper, Wilson; also Senator(s) Fields and Gardner, Cooke, Coram, Crowder, Sonnenberg, Woodward--Concerning the designation of physical therapists as health care providers for the purpose of ensuring compliance with required head trauma guidelines in organized youth athletic activities.
Committee on Public Health Care & Human Services

HB19-1209 by Representative(s) Froelich and Valdez A.--Concerning repealing aeronautical reporting requirements.
Committee on Business Affairs & Labor

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

HJR19-1011 by Representative(s) Saine and Neville; also Senator(s) Marble--Concerning honoring gold star families.

On motion of Representative Bird, the House adjourned until 9:00 a.m., February 22, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Bishop Gonia, Rocky Mountain Synod, Evangelical Lutheran Church in America, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Kaelyn and Jaime Caraveo, Jacelyn Walton, Elbert School and Legacy Academy, Elbert and Elizabeth.

The roll was called with the following result:

Present--59.
Excused--Representative(s) Buckner, Herod, Jacquez Lewis, Michaelson Jenet, Saine--5.
Vacancy--1.
Present after roll call--Representative(s) Saine.

The Speaker declared a quorum present.

On motion of Representative Froelich, the reading of the journal of February 21, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) was considered on Third Reading. The title(s) was publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1078 by Representative(s) Lewis, Pelton, Baisley, Beckman, Sandridge, Larson, Buck, Rich, Van Winkle, Geitner, Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper, Williams D.; also Senator(s) Marble and Garcia--Concerning a requirement that consent of the owner of real property be obtained before the property may be listed on the national register of historic places.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
<table>
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<tr>
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Co-sponsor(s) added: Representative(s) Bockenfeld, Buentello, Exum, Gray, Hooton, Titone, Valdez D., Wilson

CONSIDERATION OF RESOLUTION(S)

**HJR19-1011** by Representative(s) Saine and Neville; also Senator(s)

Marble--Concerning honoring gold star families.

(Printed and placed in members' files.)

On motion of Representative Saine, the resolution was read at length and adopted by *viva voce* vote.


House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**APPROPRIATIONS**

After consideration on the merits, the Committee recommends the following:

**HB19-1025** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 7, after line 6 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $38,113 is appropriated to the department of labor and employment for use by the division of labor standards and statistics. This appropriation is from the employment support fund created in section 8-77-109(1)(b)(I), C.R.S., and is based on an assumption that the division will require an additional 0.6 FTE. To implement this act, the division may use this appropriation for program costs related to labor standards."

Renumber succeeding section accordingly.

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

HB19-1031 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, after line 12 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $95,831 is appropriated to the department of public health and environment for use by the center for health and environmental information. This appropriation is from the medical marijuana program cash fund created in section 25-1.5-106(16)(a), C.R.S. To implement this act, the center may use this appropriation for the medical marijuana registry."

Renumber succeeding section accordingly.

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

HB19-1038 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 10 insert:

"SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $66,955 is appropriated to the department of health care policy and financing. This appropriation consists of $45,267 from the children's basic health plan trust created in section 25.5-8-105(1), C.R.S., and $21,688 from the healthcare affordability and sustainability fee cash fund created in section 25.5-4-402.4(5)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $22,273 from the children's basic health plan trust for medicaid management information system maintenance and projects;

(b) $10,310 from the children's basic health plan trust for children's basic health plan administration; and
(c) $34,372, which consists of $12,684 from the children's basic health plan trust and $21,688 from the healthcare affordability and sustainability fee cash fund, for children's basic health plan medical and dental costs, which amount is subject to the "(H)" notation as defined in the annual general appropriation act for the same fiscal year.

(2) For the 2019-20 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive $372,470 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) $200,459 for medicaid management information system maintenance and projects;
(b) $39,690 for children's basic health plan administration; and
(c) $132,321 for children's basic health plan medical and dental costs."

Renumber succeeding section accordingly.

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

HB19-1061 be postponed indefinitely.

HB19-1069 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 19 insert:

"SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $19,440 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from the Colorado telephone users with disabilities fund created in section 40-17-104 (1), C.R.S. To implement this act, the public utilities commission may use this appropriation for the commission for the deaf and hard of hearing cash fund.

(2) For the 2019-20 state fiscal year, $19,440 is appropriated to the department of human services for use by the executive director’s office. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1) of this section. To implement this act, the office may use this appropriation for the Colorado commission for the deaf and hard of hearing."

Renumber succeeding section accordingly.

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

HB19-1080 be referred to the Committee of the Whole with favorable recommendation.
HB19-1153  be referred to the Committee of the Whole with favorable recommendation.

SB19-043  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 5, strike "JULY 1, 2019," and substitute "JANUARY 1, 2020,"

Page 2, line 7, after "(2)(d)" insert "and (2)(e)"

Page 2, line 11, strike "TWENTY-SEVEN." and substitute "TWENTY-FIVE.".

Page 2, after line 11 insert:
"(e)  SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JANUARY 1, 2020, THE NUMBER OF JUDGES FOR THE SECOND JUDICIAL DISTRICT IS TWENTY-SEVEN."

Page 2, line 12, after "(2)(g)" insert "and (2)(h)"

Page 2, line 16, strike "TWENTY-FOUR." and substitute "TWENTY-THREE.".

Page 2, after line 16 insert:
"(h)  SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JANUARY 1, 2020, THE NUMBER OF JUDGES FOR THE FOURTH JUDICIAL DISTRICT IS TWENTY-FOUR.".

Page 2, line 20, strike "JULY 1, 2019," and substitute "JANUARY 1, 2020,"

Page 3, line 11, strike "JULY 1, 2019," and substitute "JANUARY 1, 2020,"

Page 3, line 16, strike "JULY 1, 2019," and substitute "JANUARY 1, 2020,"

Page 3, line 18, after "(2)(g)" insert "and (2)(h)"

Page 3, line 22, strike "ELEVEN." and substitute "TEN.".

Page 3, after line 22 insert:
"(h)  SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JANUARY 1, 2020, THE NUMBER OF JUDGES FOR THE NINETEENTH JUDICIAL DISTRICT IS ELEVEN.".

Page 4, line 2, strike "$9,693,205" and substitute "$7,417,731"

Page 4, line 4, strike "78.0" and substitute "53.7"

Page 4, strike lines 6 through 27 and substitute:

"Courts administration, administration and technology
General courts administration $110,873 (0.9 FTE)
Courts administration, central appropriations
Health, life, and dental $314,702
On motion of Representative Garnett, HB19-1031, 1038, 1080, 1173, 1052 were made Special Orders on February 22, 2019, at 10:15 a.m.

The hour of 10:15 a.m., having arrived, on motion of Representative Esgar, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1031 by Representative(s) Gray; also Senator(s) Gonzales--Concerning allowing each parental guardian to serve as a minor medical marijuana patient's primary caregiver, and, in connection therewith, making an appropriation.


Amendment No. 2, by Representative(s) Gray.

Amend printed bill, page 2, line 10, strike "CAREGIVER." and substitute "CAREGIVER OR, IF THE PATIENT IS UNDER THE JURISDICTION OF THE
JUVENILE COURT, THE JUDGE PRESIDING OVER THE CASE MAY DETERMINE WHO IS THE PRIMARY CAREGIVER."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1038 by Representative(s) Duran and Lontine; also Senator(s) Ginal and Story--Concerning dental services for pregnant women covered under the children's basic health plan, and, in connection therewith, making an appropriation.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1080 by Representative(s) Bockenfeld--Concerning benefits for first responders with a disability.

Amendment No. 1, Rural Affairs & Agriculture Report, dated January 31, 2019, and placed in member's bill file; Report also printed in House Journal, February 1, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1173 by Representative(s) Garnett and Neville, Becker; also Senator(s) Fenberg and Holbert--Concerning the authority of an ex officio member of the legislative council to appoint a temporary replacement for that ex officio member at a meeting of the legislative council.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1052 by Representative(s) McCluskie and Rich--Concerning the creation of special districts to provide early childhood development services.

Amendment No. 1, Transportation & Local Government Report, dated February 19, 2019, and placed in member's bill file; Report also printed in House Journal, February 20, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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Benavidez Y Garnett Y Liston Y Singer Y
Bird Y Geitner Y Lontine Y Sirota Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Snyder Y
Buck Y Gray Y McKeen Y Soper Y
Buckner E Hansen Y McLachlan Y Sullivan Y
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Coleman Y Jaquez Lewis E Pelton Y Van Winkle Y
Cutter Y Kennedy Y District 57 V Weissman Y
Duran Y Kipp Y Ransom Y Williams D. Y
Esugar Y Kraft-Tharp Y Rich Y Wilson Y
Speaker Y

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1171 be referred favorably to the Committee on Appropriations.

SB19-057 be referred to the Committee of the Whole with favorable recommendation.

SB19-069 be referred to the Committee of the Whole with favorable recommendation.
After consideration on the merits, the Committee recommends the following:

**HB19-1088** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 14, strike "JANUARY 1, 2025," and substitute "JANUARY 1, 2023,"

**HB19-1128** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 7, strike "CRIMINAL".

Page 2, after line 22 insert:

"SECTION 2. In Colorado Revised Statutes, 16-18.5-106.5, amend (5) as follows:

16-18.5-106.5. Lottery winnings offset - restitution. (5) If a lottery winner owes restitution in a criminal or juvenile case and also owes a child support debt or arrearages as described in section 26-13-118 (1), the lottery winnings offset described in sections 26-13-118 and 44-40-113 (6), shall take priority and be applied first. Any remaining lottery winnings shall be disbursed and distributed in accordance with this section, SECTION 44-40-113, AND SECTION 44-40-114.

SECTION 3. In Colorado Revised Statutes, 44-40-113, amend (6)(e)(I) as follows:

44-40-113. Prizes. (6) (e) (I) Notwithstanding any provision of this subsection (6) to the contrary, if, in addition to owing an outstanding debt, a lottery winner owes either restitution, FINES, FEES, COSTS, OR SURCHARGES, as described in section 44-40-114 or a child support debt or arrearages or child support costs as described in this subsection (6), any lottery winnings offset against the restitution, FINES, FEES, COSTS, OR SURCHARGES, or child support debt or arrearages or child support costs shall take priority and be applied first. If, in such instance, the lottery winner owes both THESE types of debts, both THESE offsets shall take priority and the provisions of section 44-40-114 (3) shall apply."

Renumber succeeding sections accordingly.

Page 4, line 2, after "applied" insert "SECOND" and after "restitution," insert "AND THEN TOWARD".

Page 4, strike line 4 and substitute "section."

Page 1, line 103, strike "CRIMINAL".
JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1177 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 17, strike "EXIST." and substitute "EXIST AND ATTESTING THAT THE PETITIONER IS A FAMILY OR HOUSEHOLD MEMBER.".

Page 4, line 26, strike "THE COURT" and substitute "A COURT OF COMPETENT JURISDICTION".

Page 7, strike page 1 and substitute "SIXTY FOUR DAYS. AN ATTORNEY WILL BE APPOINTED TO REPRESENT YOU, OR YOU MAY SEEK THE ADVICE OF YOUR OWN".

Page 7, strike lines 8 and 9 and substitute "RESPONDENT RESIDES.".

Page 8, line 2, strike "RESPONDENT." and substitute "RESPONDENT, AND THE COURT SHALL INCLUDE THE APPOINTMENT IN THE NOTICE OF HEARING PROVIDED TO THE RESPONDENT PURSUANT TO SECTION 13-14.5-105 (1)(a)."

Page 8, line 4, strike "TIME." and substitute "TIME AT THE RESPONDENT'S OWN EXPENSE.", and strike "AN INDIGENT" and substitute "A".

Page 8, strike lines 7 and 8 and substitute "BE FILED IN THE COUNTY WHERE THE RESPONDENT RESIDES.".

Page 9, lines 8 and 9, strike "PARTIES OR THE NECESSITY OF VERIFYING THE TERMS OF AN EXISTING ORDER." and substitute "PARTIES.".

Page 10, line 7, after "PETITIONER" insert "OR RESPONDENT".

Page 10, line 16, strike "RECEIPT" and substitute "FILING".

Page 10, line 17, strike "ISSUE" and substitute "PROVIDE".

Page 10, line 26, strike "ON OR BEFORE" and substitute "BEFORE".

Page 11, line 26, strike "EVIDENCE," and substitute "CORROBORATED EVIDENCE,".

Page 12, line 25, strike "CORROBORATED EVIDENCE" and substitute "EVIDENCE".

Page 13, lines 11 and 12, strike "PURSUANT TO SECTION 24-33.5-424".

Page 15, after line 20 insert:

"(12) IF THE COURT DENIES THE ISSUANCE OF AN EXTREME RISK PROTECTION ORDER BUT ORDERED A TEMPORARY EXTREME RISK PROTECTION ORDER AND A LAW ENFORCEMENT AGENCY TOOK CUSTODY
OF THE RESPONDENT'S CONCEALED CARRY PERMIT OR THE RESPONDENT
SURRENDERED HIS OR HER CONCEALED CARRY PERMIT AS A RESULT OF THE
TEMPORARY EXTREME RISK PROTECTION ORDER, THE SHERIFF WHO ISSUED
THE CONCEALED CARRY PERMIT SHALL REISSUE THE CONCEALED CARRY
PERMIT TO THE RESPONDENT WITHIN THREE DAYS.".

Page 17, line 7, after "REQUEST" insert "AND DATE OF HEARING".

Page 17, strike lines 10 and 11 and substitute "THE HEARING SHALL
OCUR WITHIN FOURTEEN DAYS OF THE DATE OF SERVICE OF THE".

Page 23, line 9, strike "FORTY-EIGHT HOURS" and substitute "TWO FULL
COURT DAYS".

Page 24, line 14, after "RESPONDENT" insert "WITHIN THREE DAYS".

Page 25, line 21, strike "TERMINATED." and substitute "TERMINATED AND
SHALL PROMPTLY REMOVE THE ORDERS.".

Page 26, after line 20 insert:

"(5) UPON THE EXPIRATION OF A TEMPORARY EXTREME RISK
PROTECTION ORDER OR EXTREME RISK PROTECTION ORDER, THE
COLORADO BUREAU OF INVESTIGATION AND THE LAW ENFORCEMENT
AGENCY SPECIFIED IN THE ORDER SHALL PROMPTLY REMOVE THE ORDER
FROM ANY COMPUTER-BASED SYSTEM IN WHICH IT WAS ENTERED
Pursuant to Subsection (2) of this section.".

Page 28, after line 18 insert:

"(4) COURTS SHALL ACCEPT PETITIONS PURSUANT TO SECTIONS
13-14.5-103 AND 13-14.5-104 BEGINNING ON JANUARY 1, 2020.".

Page 29, line 6, after the period, add "THE STATE COURT ADMINISTRATOR
OR HIS OR HER DESIGNEE SHALL ALSO REPORT DATA RELATED TO ALL
PERSONS WHO ARE SUBJECT TO ANY TEMPORARY EMERGENCY RISK
PROTECTION ORDER OR EMERGENCY RISK PROTECTION ORDER AND WHO,
AS A RESULT OF THE ISSUANCE OR EXECUTION OF THE PROTECTION ORDER,
ARE CHARGED WITH A CRIMINAL OFFENSE. THE REPORT MUST INCLUDE
THE NATURE OF THE CRIMINAL OFFENSE, INCLUDING BUT NOT LIMITED TO
ANY OFFENSE FOR VIOLATION OF THE EMERGENCY RISK PROTECTION
ORDER AND THE DISPOSITION OR STATUS OF THAT CRIMINAL OFFENSE.".

Strike "OR WHERE THE FIREARMS ARE LOCATED" on: Page 7, lines 25 and
26; Page 11, line 2; and Page 15, line 26.

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the
following:

SB19-044 be referred to the Committee of the Whole with favorable
recommendation.
SB19-081 be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1132 be amended as follows, and as so amended, be referred to the Committee on Education with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add article 99 to title 22 as follows:

ARTICLE 99
22-99-101. Definitions. As used in this article 99, unless the context otherwise requires:
(1) "COLORADO GROWN, RAISED, OR PROCESSED PRODUCTS" means all fruits, vegetables, grains, meats, and dairy products, except liquid milk, grown or raised in Colorado and minimally processed products or value-added processed products that meet the standards for the Colorado proud designation, established by the Colorado Department of Agriculture, even if the product does not have the Colorado proud designation.
(2) "DEPARTMENT" means the department of education created pursuant to section 24-1-115.
(3) "MINIMALLY PROCESSED PRODUCTS" means raw or frozen fabricated products; products that retain their inherent character, such as shredded carrots or diced onions; and dried products, such as beans, but does not include any products that are heated, cooked, or canned.
(4) "PARTICIPATING PROVIDER" means a school district, charter school, board of cooperative services that operates a public school, or residential child care center as defined in section 26-6-102 (5) that participates in the federal "RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. sec. 1751 et seq., and that has been selected by the department to participate in the school food purchasing program pursuant to section 22-99-102 (2)(b).
(5) "SCHOOL FOOD PURCHASING PROGRAM" means the local school food purchasing program created pursuant to section 22-99-102.
(6) "TECHNICAL ASSISTANCE AND EDUCATION PROGRAM" means the local school food purchasing technical assistance and education grant program created pursuant to section 22-99-103.
(7) "VALUE-ADDED PROCESSED PRODUCTS" means products that are altered from their unprocessed or minimally processed state through preservation techniques, including cooking, baking, or canning.

22-99-102. Local school food purchasing program - creation
- rules - report. (1) There is created in the Department the local
school food purchasing program to reimburse participating
providers for the purchase of Colorado grown, raised, or
processed products.

(2) (a) On or before December 1, 2019, and on or before each
December 1 of any year thereafter, a school district, charter
school, board of cooperative services that operates a public
school, or residential child care center may apply to the
department on a form developed by the department to
participate in the school food purchasing program to receive
reimbursement for the purchase of Colorado grown, raised, or
processed products pursuant to this section.

(b) On or before March 1, 2020, and on or before each
March 1 thereafter, the department shall select participating
providers. The department shall select participating providers
that in the previous year for which numbers are available the
total number of lunches provided by all participating providers
was seven million or fewer. The department shall give
preference to applicants that:

(I) Demonstrate a commitment to local purchasing or
food and agricultural education;

(II) Have a kitchen with the ability to store, prepare, and
serve local food products;

(III) Have greater than twenty-five percent of its
students eligible for free or reduced-price lunch pursuant to
the provisions of the federal "Richard B. Russell National
School Lunch Act", 42 U.S.C. sec. 1751 et seq.; and

(IV) Satisfy any other eligibility requirements
established by the state board of education by rule.

(c) On or before August 1 of the year following the
participating provider’s application, the participating provider
shall track and report to the department on a form developed
by the department for the school year in which it applied, and
for the prior year, the total amount of Colorado grown, raised,
or processed products it purchased for student meals, the total
amount of value-added processed products it purchased for
school meals, and the total number of lunches that it provided
to students.

(3) (a) In October 2020 and each October thereafter, the
department shall reimburse each participating provider
participating in the school food purchasing program as of the
previous December 1 for the amount spent for meals for
students on Colorado grown, raised, or processed products, up
to the maximum incentive established pursuant to subsection
(3)(b) of this section; except that a participating provider shall
not be reimbursed for the amount of value-added processed
products that exceeds twenty-five percent of the total of the
Colorado grown, raised, or processed products it purchased.

(b) Each participating provider is entitled to be
reimbursed for an amount up to the number of school lunches
provided by the participating provider as reported to the
department pursuant to subsection (2) of this section, divided by
the total number of lunches reported by all participating
providers, multiplied by the total appropriation for the school
food purchasing program for participating providers.
(4) Reimbursement payments pursuant to this section accrue to the participating provider's nonprofit school food account.

(5) (a) The state board of education is authorized to adopt rules to implement the school food purchasing program.

(b) The department is authorized to monitor the school food purchasing program to ensure program integrity and to annually reallocate money among participating providers to maximize the amount of the money given.

22-99-103. Local school food purchasing technical assistance and education grant program - created - report. (1) There is created in the department the local school food purchasing technical assistance and education grant program to issue a grant to a statewide nonprofit organization to develop and manage a grant program to assist with the promotion of Colorado grown, raised, or processed products to participating providers.

(2) Subject to available appropriations, the nonprofit organization may award grants for the following:

(a) Training, technical assistance, and physical infrastructure grants to participating providers, grower associations, or other organizations that aggregate products from producers for:

(I) Professional contracting services to support the development and sustainability of local and regional food systems;

(II) Chef training on food handling and procurement practices and small kitchen equipment purchases;

(III) Good agricultural practices certification costs and good handling practices certification costs and training on selling to schools; and

(IV) Capacity building for local value-added processed products; and

(b) Education, outreach, and promotion for:

(I) Schools to engage families and communities around the benefits of farm-to-school and ways to support farm-to-school; and

(II) Grower associations and growers to communicate to schools and school communities about the multiple benefits of purchasing local products.

(3) The nonprofit organization shall annually report to the department on the technical assistance and education program including:

(a) The number and types of entities receiving grants;

(b) The number, types, and purposes of the grants awarded pursuant to subsection (2)(a) of this section; and

(c) The types of education and outreach conducted by participating providers and others pursuant to subsection (2)(b) of this section.

22-99-104. Evaluation - report. (1) On or before December 1, 2021, and on or before December 1 of each year thereafter, the department shall submit a report to the education committees of the house of representatives and the senate, the rural affairs and agriculture committee of the house of representatives, and the agriculture and natural resources committee of the senate,
1 OR ANY SUCCESSOR COMMITTEES, ON THE EFFECT OF THE SCHOOL FOOD
2 PURCHASING PROGRAM ON THE AMOUNT OF COLORADO GROWN, RAISED,
3 OR PROCESSED PRODUCTS PURCHASED BY PARTICIPATING PROVIDERS,
4 INCLUDING:
5 (a) NAMES AND DEMOGRAPHIC DATA OF PARTICIPATING
6 PROVIDERS;
7 (b) DOLLAR AMOUNT SPENT ON COLORADO PRODUCTS DURING THE
8 SCHOOL FOOD PURCHASING PROGRAM, INCLUDING LOCAL PURCHASING
9 DATA FROM THE YEAR PRIOR TO THE SCHOOL FOOD PURCHASING PROGRAM
10 INCLUDED IN THE APPLICATION;
11 (c) PRODUCT CATEGORIES PURCHASED;
12 (d) NUMBER OF COLORADO PRODUCERS OR BUSINESSES
13 PARTICIPATING BY PARTICIPATING PROVIDER AND IN TOTAL;
14 (e) ECONOMIC IMPACT ON PARTICIPATING PROVIDERS, PRODUCERS,
15 AND ECONOMIES; AND
16 (f) QUALITATIVE PRODUCER AND PARTICIPATING PROVIDER
17 SURVEYS.
18 (2) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-1-136
19 (11)(a)(I), THE REPORTING REQUIREMENT PURSUANT TO SUBSECTION (1)
20 OF THIS SECTION CONTINUES INDEFINITELY.
21
22-99-105. Repeal. This ARTICLE 99 IS REPEALED, EFFECTIVE
23 JANUARY 1, 2023.
24
25 SECTION 2. Act subject to petition - effective date. This act
26 takes effect at 12:01 a.m. on the day following the expiration of the
27 ninety-day period after final adjournment of the general assembly (August
28 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
29 referendum petition is filed pursuant to section 1 (3) of article V of the
30 state constitution against this act or an item, section, or part of this act
31 within such period, then the act, item, section, or part will not take effect
32 unless approved by the people at the general election to be held in
33 November 2020 and, in such case, will take effect on the date of the
34 official declaration of the vote thereon by the governor."
35
36 HB19-1162 be amended as follows, and as so amended, be referred to
37 the Committee on Appropriations with favorable
38 recommendation:
39
40 Amend printed bill, page 2, after line 1 insert:
41
42 "SECTION 1. In Colorado Revised Statutes, 29-2-105, amend
43 (1)(d)(I)(F) as follows:
44
45 29-2-105. Contents of sales tax ordinances and proposals -
46 repeal. (1) The sales tax ordinance or proposal of any incorporated town,
47 city, or county adopted pursuant to this article 2 shall be imposed on the
48 sale of tangible personal property at retail or the furnishing of services,
49 as provided in subsection (1)(d) of this section. Any countywide or
50 incorporated town or city sales tax ordinance or proposal shall include the
51 following provisions:
52 (d) (f) A provision that the sale of tangible personal property and
53 services taxable pursuant to this article 2 shall be the same as the sale of
54 tangible personal property and services taxable pursuant to section
55 39-26-104, except as otherwise provided in this subsection (1)(d). The
56 sale of tangible personal property and services taxable pursuant to this
article 2 shall be subject to the same sales tax exemptions as those
specified in part 7 of article 26 of title 39; except that the sale of the
following may be exempted from a town, city, or county sales tax only by
the express inclusion of the exemption either at the time of adoption of
the initial sales tax ordinance or resolution or by amendment thereto:

(F) The exemption for sales of farm equipment and farm
equipment under lease or contract specified in section 39-26-716 (2)(b)
and (2)(c). *C.R.S.*; the express inclusion of the exemption by a
town, city, or county before the effective date of this
subsection (1)(d)(I)(F), as amended, does not exempt from the
town, city, or county sales tax any visual, electronic
identification, or matched pair ear tags and electronic
identification readers used to scan ear tags that are used by a
farm operator to identify or track food animals, including
animals used for food or in the production of food, that were
added to the definition of "farm equipment" set forth in section
39-26-716 (1)(d) by House Bill 19-1162, enacted in 2019, and
thereby exempted from state sales and use taxes but such a
town, city, or county may expressly exempt such items by a
subsequent amendment to its sales tax ordinance or
resolution.".

Renumber succeeding sections accordingly.

Page 2, line 19, strike "JULY" and substitute "SEPTEMBER".

Page 2, line 21, strike "IDENTIFICATION OR TRACKING EQUIPMENT OR
SYSTEMS" and substitute "VISUAL, ELECTRONIC IDENTIFICATION, OR
MATCHED PAIR EAR TAGS AND ELECTRONIC IDENTIFICATION READERS
USED TO SCAN EAR TAGS THAT ARE".

Page 3, strike lines 5 through 7 and substitute:

"SECTION 3. Act subject to petition - effective date. This act
takes effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly (August
2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
referendum petition is filed pursuant to section 1 (3) of article V of the
state constitution against this act or an item, section, or part of this act
within such period, then the act, item, section, or part will not take effect
unless approved by the people at the general election to be held in
November 2020 and, in such case, will take effect on the date of the
official declaration of the vote thereon by the governor.".

Page 1, line 102, strike "EQUIPMENT AND SYSTEMS" and substitute "EAR
TAGS AND EAR TAG SCANNERS".

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the
following:

HB19-1056 be postponed indefinitely.
HB19-1185 be referred to the Committee of the Whole with favorable recommendation.

____________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1207, 1208, 1209.

____________________

INTRODUCTION OF BILLS
First Reading

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

SB19-041 by Senator(s) Smallwood and Winter; also Representative(s) Kraft-Tharp--Concerning a required contract provision regarding the payment of premiums by a policyholder to a health insurance carrier for each individual covered under a health insurance policy.
Committee on Health & Insurance

SB19-076 by Senator(s) Scott; also Representative(s) Rich--Concerning the procurement of consulting engineer services for department of transportation construction projects.
Committee on Transportation & Local Government

On motion of Representative Weissman, the following resolution(s) calendared for Consideration of Resolutions, February 22, will be calendared for February 27, 2019: SJR19-005.

On motion of Representative Weissman, the following bill(s) calendared for Consideration of Senate Amendments, February 22, will be calendared for February 27, 2019: HB19-1029, 1082.

____________________

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Weissman, the following item(s) on the Calendar were laid over until February 25, retaining place on Calendar:
Consideration of General Orders--HB19-1037, 1172, 1130, 1170, 1119.

On motion of Representative Weissman, the House adjourned until 10:00 a.m., February 25, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddings,
Chief Clerk
HOUSE JOURNAL
SEVENTY-SECOND GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Fifty-third Legislative Day Monday, February 25, 2019

Prayer by Elder Norm Davey, The Way Church, Centennial.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Shadai Anderson, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Baisley--1.
Vacancy--1.

The Speaker declared a quorum present.

On motion of Representative Galindo, the reading of the journal of February 22, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

CHANGE IN SPONSORSHIP

The Speaker announced the following change in sponsorship:
HB19-1065-- Representative Soper to replace Representative Rankin as prime sponsor.
Senator Rankin to be added as Senate prime sponsor.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1031 by Representative(s) Gray; also Senator(s) Gonzales--
Concerning allowing each parental guardian to serve as a minor medical marijuana patient's primary caregiver, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Buentello, Cutter, Exum, Froelich, Galindo, Herod, Hooton, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Melton, Michaelson Jenet, Mullica, Roberts, Saine, Snyder, Titone, Valdez A., Weissman

HB19-1038 by Representative(s) Duran and Lontine; also Senator(s) Ginal and Story--Concerning dental services for pregnant women covered under the children's basic health plan, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1080 by Representative(s) Bockenfeld--Concerning benefits for first responders with a disability.

Laid over until February 26, retaining place on Calendar.

HB19-1173 by Representative(s) Garnett and Neville, Becker; also Senator(s) Fenberg and Holbert--Concerning the authority of an ex officio member of the legislative council to appoint a temporary replacement for that ex officio member at a meeting of the legislative council.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Kraft-Tharp</td>
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Co-sponsor(s) added: Representative(s) Kipp, Ransom, Titone

HB19-1052 by Representative(s) McCluskie and Rich--Concerning the creation of special districts to provide early childhood development services.

Laid over until February 26, retaining place on Calendar.

On motion of Representative Exum, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.
GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1037 by Representative(s) Hansen and Esgar; also Senator(s) Donovan--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.

Laid over until February 26, retaining place on Calendar.

HB19-1172 by Representative(s) Weissman, Herod, Snyder, Soper, Van Winkle; also Senator(s) Gardner and Cooke, Foote, Lee, Rodriguez--Concerning an organizational recodification of title 12 of the Colorado Revised Statutes, and, in connection therewith, limiting substantive changes to those that conform similar provisions to achieve uniformity, eliminate redundancy, or allow for the consolidation of common provisions or that eliminate provisions that are archaic or obsolete.

Amendment No. 1, by Representative(s) Weissman.

Amend printed bill, page 193, lines 20 and 21, strike "THE SUBSTANCE AND PRINCIPLES OF".

Page 203, line 27, strike "HOLDS A CURRENT LICENSE ISSUED" and substitute "IS LICENSED".

Page 239, line 5, strike "statutes and rules LAWS" and substitute "statutes and rules".

Page 250, line 13, after "ACTION" insert "OR ORDER".

Page 329, line 2, after "revoke" insert "THE".

Page 722, line 14, strike "OF" and substitute "OR".

Page 816, strike lines 9 through 27.

Page 817, strike lines 1 and 2 and substitute:

"(c) (b) (I) (A) Conduct hearings IN ACCORDANCE WITH SECTION 12-20-403 to revoke, suspend, or deny the issuance of a license or renewal of a license granted under the authority of this article 220 or of previous laws;
(B) Issue a confidential letter of concern IN ACCORDANCE WITH SECTION 12-20-404 (5);
(C) Issue a letter of admonition IN ACCORDANCE WITH SECTION 12-20-404 (4);
(D) Impose an administrative fine IN ACCORDANCE WITH SECTION 12-20-404 (1)(c); or
(E) Reprimand, censure, or, IN ACCORDANCE WITH SECTION 12-20-404 (1)(b), place a licensee on probation when
evidence has been presented showing a violation of any of the provisions of this article 220 by a holder of or an applicant for a license."

Strike "such THE" and substitute "such" on: Page 843, line 2; Page 1654, line 15; and Page 1655, line 11.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1130 by Representative(s) Liston and Hooton, Beckman, Catlin, Landgraf, Larson, Soper; also Senator(s) Cooke and Fields, Gardner--Concerning a requirement that a person have a certification from the Colorado peace officer standards and training board in order to be eligible to serve as the elected sheriff of a county of the state.

Laid over until February 26, retaining place on Calendar.

HB19-1170 by Representative(s) Jackson and Weissman; also Senator(s) Williams A. and Bridges--Concerning increasing tenant protections relating to the residential warranty of habitability.


Amendment No. 2, by Representative(s) Weissman.

Amend the Public Health Care and Human Services Committee Report, dated February 15, 2019, page 1, strike lines 6 through 8 and substitute "SUFFICIENT PROOF OF DELIVERY.".

Amendment No. 3, by Representative(s) Weissman.

Amend printed bill, page 4, strike lines 13 through 20 and substitute: "SECTION 3. In Colorado Revised Statutes, amend 38-12-502 as follows:

38-12-502. Definitions. As used in this part 5 and part 8 of this article 12, unless the context otherwise requires:
(1) "APPLIANCE" MEANS A REFRIGERATOR, RANGE STOVE, OR OVEN

THAT IS INCLUDED WITHIN A RESIDENTIAL PREMISES BY A LANDLORD FOR THE USE OF THE TENANT PURSUANT TO THE RENTAL AGREEMENT OR ANY OTHER AGREEMENT BETWEEN THE LANDLORD AND THE TENANT. NOTHING IN THIS SECTION REQUIRES A LANDLORD TO PROVIDE ANY APPLIANCE, AND SECTION 38-12-505 APPLIES TO APPLIANCES SOLELY TO THE EXTENT THAT APPLIANCES ARE PART OF A WRITTEN AGREEMENT BETWEEN THE
LANDLORD AND THE TENANT OR ARE OTHERWISE ACTUALLY PROVIDED TO
A TENANT BY THE LANDLORD AT THE INCEPTION OF THE TENANT'S
OCCUPANCY OF THE RESIDENTIAL PREMISES.

(1) "Common areas" means the facilities and appurtenances to
a residential premises, including the grounds, areas, and facilities held out
for the use of tenants generally or whose use is promised to a tenant.

(2) "Dwelling unit" means a structure or the part of a structure
that is used as a home, residence, or sleeping place by a tenant.

(3) "Electronic notice" means notice by electronic mail or
an electronic portal or management communications system
that is available to both a landlord and a tenant.

(4) "Landlord" means the owner, manager, lessor, or sublessor
of a residential premises.

(5) "Rental agreement" means the agreement, written or oral,
embodying the terms and conditions concerning the use and occupancy
of a residential premises.

(6) "Residential premises" means a dwelling unit, the structure
of which the unit is a part, and the common areas.

(7) "Tenant" means a person entitled under a rental agreement
to occupy a dwelling unit to the exclusion of others.

Page 6, strike lines 14 through 16 and substitute:
"(I) Functioning appliances that conformed to applicable
law at the time of installation and that are maintained in good
working order;".

Page 10, line 2, strike "38-12-505 (1)" and substitute "38-12-503
(2)(a)(II)".

Amendment No. 4, by Representative(s) Weissman.

Amend printed bill, page 3, strike line 16.

Page 4, strike lines 1 through 12.

Reenumerate succeeding sections accordingly.

Page 13, after line 25 insert:
"(XI) A tenant who deducts rent as a result of a breach of
the warranty of habitability, which breach is based on a
condition described in section 38-12-505 (1)(b)(I), may, in lieu of
repairing the malfunctioning appliance, replace the
malfunctioning appliance so long as the replacement appliance
is at least of substantially comparable quality and has
substantially the same features as the original appliance.”.

Page 14, strike lines 21 and 22 and substitute:
"SECTION 8. In Colorado Revised Statutes, amend 38-12-509
as follows:“.

Page 15, line 22, after "action:” add "If a landlord elects to replace
a malfunctioning appliance, but does so with a new appliance
that is not identical to the appliance being replaced, there is a
REBUTTABLE PRESUMPTION IN FAVOR OF THE LANDLORD THAT THE
LANDLORD'S SELECTION OF A DIFFERENT APPLIANCE WAS NOT
RETAILIATORY SO LONG AS THE REPLACEMENT APPLIANCE PROVIDES
SUBSTANTIALLY THE SAME FEATURES AS THE ORIGINAL APPLIANCE.".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1119 by Representative(s) Coleman, Herod, Exum, Benavidez,
Gonzales-Gutierrez, Lontine; also Senator(s) Foote--
Concerning public disclosure of a completed peace officer
internal investigation file.

Amendment No. 1, Judiciary Report, dated February 19, 2019, and placed
in member's bill file; Report also printed in House Journal, February 20,
2019.

Amendment No. 2, by Representative(s) Roberts.

Amend the Judiciary Committee Report, dated February 19, 2019, page
1, line 3, after "(4)" insert "and (5)".

Page 3, after line 41, insert:
"(5) ANY COMPelled STATEMENT BY A PEACE OFFICER, OR
EVIDENCE DERIVED FROM THAT COMPelled STATEMENT, MAY NOT BE
USED AGAINST THAT OFFICER IN A CRIMINAL PROSECUTION.".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1131 by Representative(s) Jaquez Lewis; also Senator(s)
Winter--Concerning a requirement to share the wholesale
acquisition cost of a drug when sharing information
concerning the drug with another party.

Laid over until February 26, retaining place on Calendar.

SB19-024 by Senator(s) Tate, Moreno, Zenzinger; also
Representative(s) Arndt and Hooton, McKean--
Concerning the payment of taxes by electronic funds
transfers.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-070 by Senator(s) Tate, Moreno, Zenzinger; also
Representative(s) Arndt, Hooton, McKean--Concerning an
update to statutory language authorizing the department of
natural resources to receive donations to be credited to the
Colorado natural resources foundation fund.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.
SB19-080  by Senator(s) Zenzinger, Moreno; also Representative(s) Arndt, Hooton, McKean--Concerning eliminating the authority of the state board of health to adopt rules establishing standards to ensure that certain entities are prepared for an emergency epidemic.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-082  by Senator(s) Moreno, Tate, Zenzinger; also Representative(s) McKean, Arndt, Hooton--Concerning clarification that the state board of health has no authority over money allocated to the department of public health and environment.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-083  by Senator(s) Zenzinger, Moreno; also Representative(s) McKean, Hooton--Concerning the repeal of obsolete provisions regarding air quality control, and, in connection therewith, eliminating the requirement that the state board of health supervise certain air quality control programs and removing statutory provisions relating to the air pollution variance board and the air quality hearings board.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

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AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1170, to show that said amendment passed, and that HB 19-1170, as amended, passed.

Amend printed bill, page 6, line 9, strike "THERE" and substitute "(I) EXCEPT AS DESCRIBED IN SUBSECTION (1)(a)(II) OF THIS SECTION, THERE".

Page 6, after line 12 insert:

"(II) FOR A RESIDENTIAL PREMISES TO BE DEEMED UNINHABITABLE DUE TO A MOLD PROBLEM AS DESCRIBED IN SUBSECTION (1)(a)(I) OF THIS SECTION, THE PROBLEM MUST BE VERIFIED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT OR BY A LOCAL HOME OR BUILDING INSPECTOR TO MATERIALLY INTERFERE WITH THE HEALTH OR SAFETY OF THE TENANT.".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1037, 1130, 1131--February 26, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 26, 2019 only:

**Education**

Representative Catlin to replace Representative Wilson

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

**HB19-1147** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 2, line 9, strike "SOURCE" and substitute "SOURCE, INCLUDING A TRAUMATIC INJURY,".

Page 4, line 24, strike "injuries." and substitute "injuries, INCLUDING TWO PERSONS WITH A BRAIN INJURY AND THE FAMILY MEMBER OF A PERSON WITH A BRAIN INJURY.".

Page 7, line 7, strike "SERVICES." and substitute "SERVICES WHILE ENSURING FIDELITY TO THE PROGRAM'S ORIGINAL INTENT TO SERVE INDIVIDUALS WITH TRAUMATIC BRAIN INJURIES.".

Page 10, strike line 1 and substitute "traumatic brain injury as defined in section 26-1-301 (3) SECTION 26-1-301 (1.5); and".

Page 10, after line 18 insert:

"SECTION 14. In Colorado Revised Statutes, 42-4-110, amend (2) as follows:

42-4-110. Provisions uniform throughout state. (2) The municipal courts have jurisdiction over violations of traffic regulations enacted or adopted by municipalities. However, the provisions of sections 42-4-1701, 42-4-1705, and 42-4-1707 shall not be applicable to municipalities, except for the provisions of section 42-4-1701 (4)(e)(II)."

Renumber succeeding sections accordingly.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


The Senate has passed on Third Reading and returns herewith: HB19-1012 and 1020.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1033 and 1034.

INTRODUCTION OF BILLS
First Reading

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

HB19-1210  by Representative(s) Melton and Galindo, Arndt, Benavidez, Buckner, Buentello, Caraveo, Coleman, Duran, Exum, Gonzales-Gutierrez, Herod, Jackson, Kennedy, McLachlan, Michaelson Jenet, Mullica, Singer, Sirota, Sullivan, Weissman; also Senator(s) Danielson and Moreno, Court, Fields, Foote, Ginal, Gonzales, Lee, Pettersen, Rodriguez, Story, Todd, Zenzinger--Concerning the repeal of the prohibitions on a local government establishing minimum wage laws within its jurisdiction. Committee on Transportation & Local Government

HB19-1211  by Representative(s) Michaelson Jenet--Concerning prior authorization requests submitted by providers for a determination of coverage of health care services under a health benefit plan. Committee on Health & Insurance

HB19-1212  by Representative(s) Titone and Duran--Concerning the recreation of the community association manager licensing program. Committee on Transportation & Local Government

On motion of Representative Garnett, the following bill(s) will be calendared for the end of the General Orders calendar on February 26, 2019: HB19-1130.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 26, will be calendared for February 27, 2019: HB19-1037, 1131, 1153.

On motion of Representative Garnett, the following bill(s) will be calendared for Consideration of Senate Amendments on February 27, 2019: HB19-1033, 1034.
On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 26, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Father Sullivan McCormick, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Landon Warta, Hayden McKellar, Noah Stopnik, Tobi Osikoya, Heritage Elementary School, Highlands Ranch.

The roll was called with the following result:

Present--60.
Excused--Representative(s) Bockenfeld, Caraveo, Kraft-Tharp, Landgraf--4.
Vacancy--1.
Present after roll call--Representative(s) Bockenfeld, Caraveo, Kraft-Tharp, Landgraf.

The Speaker declared a quorum present.

On motion of Representative Galindo, the reading of the journal of February 25, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)—FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1080 by Representative(s) Bockenfeld; also Senator(s) Cooke—Concerning benefits for first responders with a disability.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1052  by Representative(s) McCluskie and Rich; also Senator(s) 
Rankin and Bridges--Concerning the creation of special 
districts to provide early childhood development services.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a 
majority of those elected to the House voted in the affirmative and the bill 
was declared passed.

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<td>Rich Y</td>
<td>Williams D. Y</td>
<td></td>
</tr>
<tr>
<td>Esgar Y</td>
<td>Kraft-Tharp Y</td>
<td>Roberts Y</td>
<td>Wilson Y</td>
<td></td>
</tr>
</tbody>
</table>

Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Cutter, Esagar,
Froelich, Gray, Herod, Jackson, Lontine, Mélton, Michaelson Jenet, Mullica,
Roberts, Valdez D.

HB19-1172  by Representative(s) Weissman, Herod, Snyder, Soper,
Van Winkle; also Senator(s) Gardner and Cooke, Foote,
Lee, Rodriguez--Concerning an organizational 
recodification of title 12 of the Colorado Revised Statutes,
and, in connection therewith, limiting substantive changes 
to those that conform similar provisions to achieve
uniformity, eliminate redundancy, or allow for the consolidation of common provisions or that eliminate provisions that are archaic or obsolete.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th></th>
<th>YES 58</th>
<th>NO 5</th>
<th>EXCUSED 1</th>
<th>ABSENT 0</th>
<th>VACANCY 1</th>
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<tbody>
<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>Y Landgraf</td>
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<td>Y</td>
</tr>
<tr>
<td>Baisley</td>
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<td>Froelich</td>
<td>Y Larson</td>
<td>Y Sandridge</td>
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</tr>
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<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y Lewis</td>
<td>N Singer</td>
<td>Y</td>
</tr>
<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y Liston</td>
<td>Y Sirota</td>
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</tr>
<tr>
<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>Y Lontine</td>
<td>Y Snyder</td>
<td>Y</td>
</tr>
<tr>
<td>Bockenfeld</td>
<td>Y</td>
<td>Gonzales-Gutierrez</td>
<td>Y McCluskie</td>
<td>Y Soper</td>
<td>Y</td>
</tr>
<tr>
<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>Y McKean</td>
<td>Y Sullivan</td>
<td>Y</td>
</tr>
<tr>
<td>Buckner</td>
<td>Y</td>
<td>Hansen</td>
<td>Y McLachlan</td>
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<td>Y Melton</td>
<td>Y Titone</td>
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<tr>
<td>Caraveo</td>
<td>E</td>
<td>Hooton</td>
<td>Y Michaelson Jenet</td>
<td>Y District 57</td>
<td>V</td>
</tr>
<tr>
<td>Carver</td>
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<td>Humphrey</td>
<td>N Mullica</td>
<td>Y Valdez A.</td>
<td>Y</td>
</tr>
<tr>
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<td>Y</td>
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<tr>
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<td>Y</td>
<td>Jaquez Lewis</td>
<td>Y Pelton</td>
<td>Y Van Winkle</td>
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</tr>
<tr>
<td>Cutter</td>
<td>Y</td>
<td>Kennedy</td>
<td>Y Ransom</td>
<td>Y Weissman</td>
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<tr>
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<td>Y</td>
<td>Kipp</td>
<td>Y Rich</td>
<td>Y Williams D.</td>
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<tr>
<td>Esgar</td>
<td>Y</td>
<td>Kraft-Tharp</td>
<td>Y Roberts</td>
<td>Y Wilson</td>
<td>Y</td>
</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Arndt, Coleman, Cutter, Duran, Galindo, Gonzales-Gutierrez, Hansen, Hooton, Jaquez Lewis, Kipp, Michaelson Jenet, Mullica, Roberts, Singer, Titone

HB19-1170 by Representative(s) Jackson and Weissman; also Senator(s) Williams A. and Bridges--Concerning increasing tenant protections relating to the residential warranty of habitability.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th></th>
<th>YES 40</th>
<th>NO 23</th>
<th>EXCUSED 1</th>
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<td>N Sirota</td>
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<tr>
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<td>Geitner</td>
<td>N Lontine</td>
<td>Y Snyder</td>
<td>Y</td>
</tr>
<tr>
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<td>Gonzales-Gutierrez</td>
<td>Y McCluskie</td>
<td>Y Soper</td>
<td>N</td>
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<tr>
<td>Buck</td>
<td>N</td>
<td>Gray</td>
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<td>N Sullivan</td>
<td>Y</td>
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<td>Y Melton</td>
<td>Y Titone</td>
<td>Y</td>
</tr>
<tr>
<td>Caraveo</td>
<td>E</td>
<td>Hooton</td>
<td>Y Michaelson Jenet</td>
<td>Y District 57</td>
<td>V</td>
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<td>Carver</td>
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<td>Humphrey</td>
<td>N Mullica</td>
<td>Y Valdez A.</td>
<td>Y</td>
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<tr>
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<td>Jackson</td>
<td>Y Neville</td>
<td>N Valdez D.</td>
<td>Y</td>
</tr>
<tr>
<td>Coleman</td>
<td>Y</td>
<td>Jaquez Lewis</td>
<td>Y Pelton</td>
<td>N Van Winkle</td>
<td>N</td>
</tr>
</tbody>
</table>
Co-sponsor(s) added: Representative(s) Buckner, Buentello, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Herod, Kennedy, Kipp, Lontine, Melton, Michaelson Jenet, Singer, Sirota, Snyder, Titone, Valdez A.

**HB19-1119** by Representative(s) Coleman, Herod, Exum, Benavidez, Gonzales-Gutierrez, Lontine; also Senator(s) Foote--Concerning public disclosure of a completed peace officer internal investigation file.

Representative McKean moved to rerefer **HB19-1119** to General Orders. As shown by the following recorded vote, less than a majority of those elected to the House voted in the affirmative and the motion **lost**.

![Recorded Vote for HB19-1119](table)

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

![Recorded Vote for HB19-1119](table)
SB19-024

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<tbody>
<tr>
<td>58</td>
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<td>0</td>
<td>1</td>
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</tbody>
</table>

SB19-070

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<td>Larson Y</td>
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<td>Galindo Y</td>
<td>Lewis Y</td>
<td>Singer Y</td>
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<td>Garnett Y</td>
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<td>Sirota Y</td>
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<td>Bird Y</td>
<td>Geitner Y</td>
<td>Lontine Y</td>
<td>Snyder Y</td>
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<td>Bockenfeld Y</td>
<td>Gonzales-Gutierrez Y</td>
<td>McCluskie Y</td>
<td>Soper Y</td>
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<td>Buck Y</td>
<td>Gray Y</td>
<td>McKean Y</td>
<td>Sullivan Y</td>
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<tr>
<td>Buckner Y</td>
<td>Hansen Y</td>
<td>McLachlan Y</td>
<td>Tipper Y</td>
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<td>Buentello Y</td>
<td>Herod Y</td>
<td>Melton Y</td>
<td>Titone Y</td>
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<td>Caraveo E</td>
<td>Hooton Y</td>
<td>Michaelson Jenet Y</td>
<td>District 57 V</td>
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<tr>
<td>Carver Y</td>
<td>Humphrey Y</td>
<td>Mullica Y</td>
<td>Valdez A. Y</td>
<td></td>
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<tr>
<td>Catlin Y</td>
<td>Jackson Y</td>
<td>Neville Y</td>
<td>Valdez D. Y</td>
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<td>Jaquez Lewis Y</td>
<td>Pelton N</td>
<td>Van Winkle Y</td>
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<tr>
<td>Cutter Y</td>
<td>Kennedy Y</td>
<td>Ransom Y</td>
<td>Weissman Y</td>
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<td>Duran Y</td>
<td>Kipp Y</td>
<td>Rich Y</td>
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<tr>
<td>Esgar Y</td>
<td>Kraft-Tharp Y</td>
<td>Roberts Y</td>
<td>Wilson Y</td>
<td></td>
</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Cutter, Gray, Michaelson Jenet, Mullica, Roberts, Snyder, Valdez D.

SB19-082 by Senator(s) Moreno, Tate, Zenzinger; also Representative(s) McKean, Arndt, Hooton--Concerning clarification that the state board of health has no authority over money allocated to the department of public health and environment.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
SB19-083 by Senator(s) Zenzinger, Moreno; also Representative(s) McKean, Hooton--Concerning the repeal of obsolete provisions regarding air quality control, and, in connection therewith, eliminating the requirement that the state board of health supervise certain air quality control programs and removing statutory provisions relating to the air pollution variance board and the air quality hearings board.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Galindo, Herod, Snyder, Titone, Valdez A.
On motion of Representative Gonzales-Gutierrez, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS—SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1069 by Representative(s) Jackson; also Senator(s) Danielson--Concerning the certification of sign language interpreters for the purpose of title protection.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1025 by Representative(s) Melton and Herod; also Senator(s) Foote and Rodriguez--Concerning the timing of an inquiry into a job applicant's criminal history.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-043 by Senator(s) Lee and Gardner, Cooke; also Representative(s) Herod and Carver, Weissman, Arndt--Concerning an increase in the number of district court judges in certain judicial districts, and, in connection therewith, making an appropriation.

Laid over until February 27, retaining place on Calendar.

SB19-069 by Senator(s) Lundeen; also Representative(s) Wilson and Buentello--Concerning nonpublic schools' authority to operate certain teacher development programs.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-044  by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt, McKean--Concerning the statewide emergency medical and trauma care system in the department of public health and environment, and, in connection therewith, eliminating the requirement that the state board of health cooperate with the department of personnel in adopting certain criteria.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-081  by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt--Concerning the repeal of the "Colorado Cancer Drug Repository Act".

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

_______________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1025, to show that said amendment passed, and that HB 19-1025, as amended, passed.

Amend printed bill, page 4, line 27, after "(a)" insert "(I)".
Page 5, line 1, strike "(I)" and substitute "(A)".
Page 5, line 4, strike "(II)" and substitute "(B)".
Page 5, line 8, strike "(III)" and substitute "(C)".
Page 5, after line 8 insert:

"(II) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, AN EMPLOYER MAY INQUIRE INTO OR REQUIRE DISCLOSURE OF ANY OFFENSE DESCRIBED IN PART 1 OF ARTICLE 3 OF TITLE 18."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
</tr>
</thead>
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<td>Arndt</td>
<td>N</td>
<td>Exum</td>
<td>Y</td>
<td>Saine</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
</tr>
<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
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<td>Benavidez</td>
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<td>Garnett</td>
<td>N</td>
<td>Liston</td>
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<tr>
<td>Bird</td>
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<td>Geitner</td>
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<td>Gray</td>
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<td>McKeen</td>
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<td>Herod</td>
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<td>Melton</td>
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<td>Mullica</td>
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<tr>
<td>Catlin</td>
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<td>Jackson</td>
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<td>Neville</td>
</tr>
</tbody>
</table>

Arndt N Exum Y Landgraf Y Saine Y
Baisley Y Froelich Y Larson Y Sandridge Y
Beckman Y Galindo N Lewis Y Singer N
Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray Y McKeen Y Sullivan Y
Buckner N Hansen N McLachlan Y Tipper N
Buentello Y Herod N Melton N Titone N
Caraveo N Hooton N Michaelson Jenet N District 57 Y
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1025, to show that said amendment passed, and that HB 19-1025, as amended, passed.

Amend printed bill, page 4, line 16, strike "(I)".

Page 4, line 19, strike "(A)" and substitute "(I)".

Page 4, line 21, strike "(B)" and substitute "(II)".

Page 4, strike lines 23 through 25.

The amendment was declared **lost** by the following roll call vote:

<table>
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<tr>
<th>YES</th>
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<th>ABSENT</th>
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<td>Froelich N</td>
<td>Larson N</td>
<td>Sandridge Y</td>
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<td>Galindo N</td>
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<tr>
<td>Benavidez N</td>
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<td>Snyder N</td>
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<td>McCluskie N</td>
<td>Soper N</td>
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<td>Sullivan N</td>
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<td>Hooton N</td>
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<td>Rich N</td>
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<td>Kraft-Tharp N</td>
<td>Roberts N</td>
<td>Wilson Y Speaker N</td>
<td></td>
</tr>
</tbody>
</table>

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

Passed Second Reading: **HB19-1069 amended, 1025 amended, SB19-069, 044, 081.**

Laid over until date indicated retaining place on Calendar: **SB19-043** -- February 27, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was **adopted.**
The Speaker announced the following temporary committee appointment(s) for February 26, 2019 only:

**Education**

Representative Wilson to replace Representative Ransom

---

**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until February 27, retaining place on Calendar:

Consideration of General Orders--**HB19-1185, SB19-057, HB19-1130**.

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House in recess. House reconvened.

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**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**ENERGY & ENVIRONMENT**

After consideration on the merits, the Committee recommends the following:

- **HB19-1143** be postponed indefinitely.

- **HB19-1159** be referred favorably to the Committee on Finance.
FINANCE

After consideration on the merits, the Committee recommends the following:

**HB19-1138** be referred favorably to the Committee on Appropriations.

**HB19-1164** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, strike lines 2 and 3.

Renumber succeeding sections accordingly.

Page 2, line 5, strike "and repeal (4)" and substitute "repeal (4); and add (8)".

Page 2, line 8, after "JANUARY 1, 2019," insert "BUT PRIOR TO JANUARY 1, 2023;".

Page 2, after line 22 insert:

"(8) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2026."

Page 1, line 101, strike "CREDIT, AND, IN CONNECTION" and substitute "CREDIT."

Page 1, strike lines 102 and 103.

**SB19-029** be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE

After consideration on the merits, the Committee recommends the following:

**SB19-019** be referred to the Committee of the Whole with favorable recommendation.

———

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

**HB19-1210, 1211, 1212.**
SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: **HB19-1050, 1104; SB19-023 and 039**.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

- **SB19-090** Amended in General Orders as printed in Senate Journal, February 25, 2019.
- **HB19-1077** Amended in General Orders as printed in Senate Journal, February 25, 2019.

The Senate has passed on Third Reading and returns herewith:

- HB19-1109, 1070, 1136, and 1066.

The Senate has adopted and returns herewith:

- **HJR19-1011**.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

- without comment, as amended, **HB19-1077**.
- without comment, as amended, **SB19-090**.

INTRODUCTION OF BILL

First Reading

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

**HB19-1213** by Representative(s) Titone--Concerning the compensation payable to a member of a board of directors of an urban drainage and flood control district.

Committee on Energy & Environment

On motion of Representative Garnett, the following bill(s) will be calendared for Third Reading on February 28, 2019: **HB19-1069, 1025, SB19-069, 044, 081**.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, February 27, will be calendared for February 28, 2019: **HB19-1185, 1130, 1037, 1131**.
On motion of Representative Garnett, the House adjourned until
9:00 a.m., February 27, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIlyn EDDiNS,
Chief Clerk
1 Prayer by Representative James Coleman, Denver.
2 The Speaker Pro Tempore called the House to order at 9:00 a.m.
3 Pledge of Allegiance led by Steven Dochterman, Alliance Colorado, Westminster.
4 The National Anthem was sung by Jonathan Scheifelbein
5 The roll was called with the following result:
6 Present--62.
7 Excused--Representative(s) Becker, Saine--2.
8 Vacancy--1.
9 Present after roll call--Representative(s) Becker, Saine.
10 The Speaker Pro Tempore declared a quorum present.
11
12 On motion of Representative Galindo, the reading of the journal of
13 February 26, 2019, was declared dispensed with and approved as
14 corrected by the Chief Clerk.
15
16 APPOINTMENT(S)
17
18 The Speaker announced the following temporary committee
19 appointment(s) for February 27, 2019 only:
20 **Health and Insurance**
21 Representative Larson to replace Representative Catlin
22 **Transportation and Local Government**
23 Representative Sirota to replace Representative Exum
24
25 The Speaker announced the following temporary committee
26 appointment(s) for February 28, 2019 only:
27 **Appropriations**
28 Representative Mullica to replace Representative Esgar
29
On motion of Representative Cutter, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-043 by Senator(s) Lee and Gardner, Cooke; also Representative(s) Herod and Carver, Weissman, Arndt--Concerning an increase in the number of district court judges in certain judicial districts, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Report, dated February 19, 2019, and placed in member's bill file; Report also printed in House Journal, February 20, 2019.


As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-057 by Senator(s) Story and Fenberg, Moreno, Zenzinger; also Representative(s) McCluskie--Concerning information relating to employee eligibility for student loan repayment programs.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1153 by Representative(s) McCluskie and Wilson, Roberts; also Senator(s) Donovan and Rankin--Concerning measures to enable local district colleges to serve more students.

Laid over until February 28, retaining place on Calendar.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: SB19-043 amended, 057.

Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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CONSIDERATION OF RESOLUTION(S)

SJR19-005 by Senator(s) Garcia; also Representative(s) Becker--Concerning the appointment of members of the Colorado Commission on Uniform State Laws.

(Printed and placed in member's files.)

Representative Becker moved that the resolution be adopted.

Amendment No. 1, moved by Representative Becker.

Amend engrossed resolution, page 1, line 5, after "Tipper," insert "Ms. Alicia Duran,".

Page 1, line 6, strike "Mr. Pat Steadman,"

The amendment was declared passed by viva voce vote.

On motion of Representative Becker, the resolution as amended was adopted by viva voce vote.

___________________________

House in recess. House reconvened.

___________________________
REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1186 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 12, strike "employee AND NOTARIZED," and substitute "employee,\".

Page 7, line 11, strike "SERVICES AND NOTARIZED," and substitute "SERVICES,\".

Page 8, line 17, strike "SERVICES AND NOTARIZED," and substitute "SERVICES,\".

Page 9, line 15, strike "SERVICES AND NOTARIZED," and substitute "SERVICES,\".

HB19-1201 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

SB19-025 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1158 be postponed indefinitely.

HB19-1180 be referred to the Committee of the Whole with favorable recommendation.

SB19-049 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 2, line 8, after "BEHAVIOR" insert "AS DEFINED IN SECTION 16-22-102 (9)".

Page 2, line 11, after "BEHAVIOR" insert "AS DEFINED IN SECTION 16-22-102 (9)".

SB19-071 be referred to the Committee of the Whole with favorable recommendation.

**TRANSPORTATION & LOCAL GOVERNMENT**

After consideration on the merits, the Committee recommends the following:

HB19-1096 be postponed indefinitely.

HB19-1182 be referred favorably to the Committee on Appropriations.

SB19-032 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 5, line 21, after "PASS" insert "THROUGH THE UNINCORPORATED COMMUNITY OF KEYSSTONE AND THE TOWNS OF DILLON AND SILVERTHORNE" and after "SAFETY" insert "AND ENVIRONMENTAL".

__________

**PRINTING REPORT**

The Chief Clerk reports the following bill has been correctly printed:

HB19-1213.

__________

**SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

The Speaker has signed: HB19-1008, 1062, 1071, 1098; HJR19-1011.

__________

**DELIVERY OF BILL TO GOVERNOR**

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1050, 1104 at 10:14 a.m. on February 27, 2019.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


HB19-1044 Amended in General Orders as printed in Senate Journal, February 26, 2019 and in Third Reading as printed in Senate Journal, February 27, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1059 and 1100.

The Senate has concurred in House Amendments to SB19-113 and 111. The bills were repassed as amended.

The Senate has voted to not concur in House Amendments to SB19-128 and a conference committee be formed. The President has appointed Senators Moreno, Chair, Zenzinger, and Rankin to the first conference committee on SB19-128. The Senate has voted that the committee be granted permission to go beyond the scope of the differences between the two houses.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1044.
without comment, as amended, SB19-097.

INTRODUCTION OF BILLS

First Reading

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

HB19-1214 by Representative(s) Hansen, Esgar, Ransom; also Senator(s) Rankin, Moreno, Zenzinger--Concerning a requirement that the joint budget committee recommend new methods to finance the state's ongoing capital needs.
Committee on Appropriations

HB19-1215 by Representative(s) Singer; also Senator(s) Crowder--Concerning legislative recommendations of the Colorado child support commission.
Committee on Public Health Care & Human Services

SB19-090 by Senator(s) Scott, Donovan; also Representative(s) Gray--Concerning the operation of peer-to-peer motor vehicle sharing businesses.
Committee on Transportation & Local Government
Committee on Appropriations
On motion of Representative Garnett, the House adjourned until 9:00 a.m., February 28, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Dr. Louise Westfall, Central Presbyterian Church, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Dinell Espinoza, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Soper--1.
Vacancy--1.
Present after roll call--Representative(s) Soper.

The Speaker declared a quorum present.

On motion of Representative Galindo, the reading of the journal of February 27, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for February 28, 2019 only:

Education
Representative Catlin to replace Representative Ransom

Energy and Environment
Representative Lewis to replace Representative Saine

APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferences to the First Conference Committee(s) as follows:

SB19-128--Representatives Esgar, Chairman, Hansen and Ransom
THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**HB19-1069** by Representative(s) Jackson; also Senator(s) Danielson--Concerning the certification of sign language interpreters for the purpose of title protection, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<tr>
<th>YES</th>
<th>NO</th>
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</table>

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Hooton, Jaquez Lewis, Kipp, Lontine, McLachlan, Michaelson Jenet, Roberts, Snyder, Titone, Speaker

**HB19-1025** by Representative(s) Melton and Herod; also Senator(s) Foote and Rodriguez--Concerning the timing of an inquiry into a job applicant's criminal history, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<td>Soper Y</td>
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</table>
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
<th>YES</th>
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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Buckner, Coleman, Duran, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, McCluskie, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman, Speaker

SB19-069 by Senator(s) Lundeen; also Representative(s) Wilson and Buentello--Concerning nonpublic schools' authority to operate certain teacher development programs.

SB19-044 by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt, McKean--Concerning the statewide emergency medical and trauma care system in the department of public health and environment, and, in connection therewith, eliminating the requirement that the state board of health cooperate with the department of personnel in adopting certain criteria.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Exum, Jackson, Jaquez Lewis, Michaelson Jenet, Mullica, Snyder, Sullivan

SB19-081 by Senator(s) Zenzinger, Moreno; also Representative(s) Hooton, Arndt--Concerning the repeal of the "Colorado Cancer Drug Repository Act".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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Co-sponsor(s) added: Representative(s) Buentello, Kraft-Tharp, Michaelson Jenet, Snyder
SB19-043 by Senator(s) Lee and Gardner, Cooke; also Representative(s) Herod and Carver, Weissman, Arndt--Concerning an increase in the number of district court judges in certain judicial districts, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a constitutional two-thirds majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gray, Hansen, Kennedy, Kipp, Landgraf, McCluskie, McKeen, Michaelson Jenet, Pelton, Rich, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Speaker

SB19-057 by Senator(s) Story and Fenberg, Moreno, Zenzinger; also Representative(s) McCluskie--Concerning information relating to employee eligibility for student loan repayment programs.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
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<td>Michaelson Jenet</td>
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</tbody>
</table>
On motion of Representative Galindo, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

**GENERAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1153** by Representative(s) McCluskie and Wilson, Roberts; also Senator(s) Donovan and Rankin--Concerning measures to enable local district colleges to serve more students.

Amendment No. 1, by Representative(s) McCluskie.

Amend printed bill, page 2, line 13, after the period add "COLORADO MOUNTAIN COLLEGE SHOULD CONFER WITH REGIONAL EDUCATION PROVIDERS TO DETERMINE THE FEASIBILITY OF COOPERATIVE DELIVERY OF NEW BACHELOR'S PROGRAMS IN ADJACENT LOCALITIES."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**SB19-019** by Senator(s) Fields; also Representative(s) Gray, Hooton--Concerning the power of a county to restrict the use of fireworks during the period between May 31 and July 5 of any year.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-029** by Senator(s) Crowder; also Representative(s) Landgraf and Sullivan--Concerning the Colorado income tax liability of an individual in active duty military service.
Amendment No. 1, by Representative(s) Landgraf.

Amend reengrossed bill, page 2, line 5, strike "A STATE" and substitute "ACQUIRED".

Page 2, line 6, strike "OF".

Page 2, line 22, strike "A STATE OF" and substitute "ACQUIRED".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1185 by Representative(s) Benavidez; also Senator(s) Gonzales--Concerning the establishment of a new state holiday in place of Columbus day.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1130 by Representative(s) Liston and Hooton, Beckman, Catlin, Landgraf, Larson, Soper; also Senator(s) Cooke and Fields, Gardner--Concerning a requirement that a person have a certification from the Colorado peace officer standards and training board in order to be eligible to serve as the elected sheriff of a county of the state.

Laid over until March 1, retaining place on Calendar.

HB19-1037 by Representative(s) Hansen and Esgar; also Senator(s) Donovan--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.


Amendment No. 2, by Representative(s) Hansen.

Amend the Energy & Environment Committee Report, dated February 11, 2019, page 8, line 1, strike "OTHERWISE." and substitute "OTHERWISE; EXCEPT THAT "SUCCESSION" DOES NOT INCLUDE ANY MUNICIPALLY-OWNED ELECTRIC UTILITY ESTABLISHED BEFORE THE DATE ON WHICH CO-EIA BONDS ARE ISSUED PURSUANT TO A FINANCING ORDER RELATING TO ELECTRIC GENERATING FACILITIES THAT SERVE OR PREVIOUSLY SERVED THE SERVICE AREA OF THE MUNICIPALLY-OWNED ELECTRIC UTILITY.".

Page 11, line 36, strike "THE EARLIER OF".
Amendment No. 3, by Representative(s) Hansen.

Amend the Energy & Environment Committee Report, dated February 11, 2019, page 22, strike lines 27 through 41.

Strike page 23.

Page 24, strike lines 1 through 11 and substitute:

"40-41-118. Replacement resources - definitions. (1) An electric utility that issues CO-EIA bonds in conjunction with the retirement of an electric generating facility may seek authorization from the commission to replace the retired electric generating facility with cost-effective generation resources or energy storage facilities by filing with the commission for its approval:

(a) An electric resource plan application under the rules of the commission;

(b) An amendment to the electric utility's most recently approved electric resource plan; or

(c) A separate application that is consistent with the electric resource planning rules of the commission and that utilizes a competitive acquisition process for resource acquisition.

(2) When considering an application filed as authorized by subsection (1) of this section for approval to replace an electric generating facility retired in conjunction with CO-EIA bonds, the commission shall:

(a) Use its regular process for consideration of applications;

(b) Determine whether the replacement resources are needed to serve load and are consistent with the electric utility's most recently approved electric resource plan; and

(c) Determine the relative levels of electric utility ownership and non-utility ownership as follows:

(I) The electric utility shall be permitted to own replacement facilities with a value that is no less than the utility-owned replacement minimum; and

(II) The utility shall not be permitted to own replacement facilities with a value greater than the utility-owned replacement maximum.

(3) For any application filed as authorized by subsection (1) of this section, the electric utility, subject to commission approval, shall use a competitive acquisition process to acquire cost-effective resources, regardless of ownership of such resources, for all acquisition of generation or energy storage resources to replace electric generating facilities that were retired in conjunction with a financing order.

(4) For purposes of this section:

(a) "Utility-owned replacement maximum" means the value of replacement generation resources with total capacity that is equal to the nameplate capacity of the electric generating facility being retired.

(b) "Utility-owned replacement minimum" means the value of electric utility investments in existing or new electric
GENERATION CAPACITY OR ENERGY STORAGE FACILITIES THAT IS THE LESSE OF:

(I) THE VALUE OF THE PROCEEDS OF THE ASSOCIATED CO-EIA BONDS; OR

(II) THE UNDEPRECIATED ACCOUNTING VALUE AT THE TIME OF RETIREMENT OF THE ELECTRIC GENERATING FACILITIES RETIRED PURSUANT TO THIS ARTICLE 41."

Amendment No. 4, by Representative(s) Esgar.

Amend the Energy & Environment Committee Report, dated February 11, 2019, page 8, line 35, strike "UTILITY" and substitute "UTILITY, IN ITS SOLE DISCRETION, ".

Page 9, line 30, strike "AND".

Page 9, line 32, strike "APPLICATION." and substitute "APPLICATION; AND (g) A WORKFORCE TRANSITION PLAN, WHICH MUST INCLUDE, TO THE EXTENT FEASIBLE, ESTIMATES OF:

(I) THE NUMBER OF WORKERS EMPLOYED BY THE ELECTRIC UTILITY OR A CONTRACTOR OF THE ELECTRIC UTILITY AT THE ELECTRIC GENERATING FACILITY, WHICH NUMBER MUST INCLUDE ALL WORKERS THAT DIRECTLY DELIVER FUEL TO THE ELECTRIC GENERATING FACILITY;

(II) THE TOTAL NUMBER OF WORKERS WHOSE EXISTING JOBS WILL BE RETAINED AND THE TOTAL NUMBER OF WORKERS WHOSE EXISTING JOBS WILL BE ELIMINATED DUE TO THE RETIREMENT OF THE ELECTRIC GENERATING FACILITY;

(III) WITH RESPECT TO THE WORKERS WHOSE EXISTING JOBS WILL BE ELIMINATED DUE TO THE RETIREMENT OF THE ELECTRIC GENERATING FACILITY, THE TOTAL NUMBER AND NUMBER BY JOB CLASSIFICATION OF WORKERS:

(A) WHOSE EMPLOYMENT WILL END WITHOUT THEM BEING OFFERED OTHER EMPLOYMENT;

(B) WHO WILL RETIRE AS PLANNED, BE OFFERED EARLY RETIREMENT, OR LEAVE ON THEIR OWN;

(C) WHO WILL BE RETAINED BY BEING TRANSFERRED TO OTHER ELECTRIC GENERATING FACILITIES OR OFFERED OTHER EMPLOYMENT BY THE ELECTRIC UTILITY; AND

(D) WHO WILL BE RETRAINED TO CONTINUE TO WORK FOR THE ELECTRIC UTILITY IN A NEW JOB CLASSIFICATION; AND

(IV) IF THE ELECTRIC UTILITY IS REPLACING THE ELECTRIC GENERATING FACILITY BEING RETIRED WITH A NEW ELECTRIC GENERATING FACILITY:

(A) THE NUMBER OF WORKERS FROM THE OLD ELECTRIC GENERATING FACILITY WHO WILL BE EMPLOYED AT THE NEW ELECTRIC GENERATING FACILITY; AND

(B) THE NUMBER OF JOBS AT THE NEW ELECTRIC GENERATING FACILITY THAT WILL BE OUTSOURCED TO SUBCONTRACTORS.".

Page 27, line 6, strike "AND".

Page 27, line 18, strike "The" and substitute "UNLESS FIFTEEN OR FEWER COLORADO WORKERS ARE DIRECTLY IMPACTED BY THE RETIREMENT OF AN ELECTRIC GENERATING FACILITY IN ACCORDANCE WITH A FINANCING ORDER ISSUED PURSUANT TO SECTION 40-41-105, THE" and strike
"THIRTY" and substitute "FIFTY".

Page 27, lines 19 and 20, strike "WORKERS, AND THE" and substitute "WORKERS; EXCEPT THAT, IF THE LOCAL ADVISORY COMMITTEE ESTABLISHED BY THE AUTHORITY PURSUANT TO SUBSECTION (2) OF THIS SECTION DETERMINES THAT THE DISBURSEMENT OF FIFTY PERCENT OF ALL TRANSITION ASSISTANCE DIRECTLY TO COLORADO WORKERS WOULD BE EXCESSIVE BASED ON THE AMOUNT OF TRANSITION ASSISTANCE AVAILABLE AND THE AMOUNT OF NEED FOR SUCH DIRECT ASSISTANCE AND RECOMMENDS THAT A LOWER PERCENTAGE OF ALL TRANSITION ASSISTANCE BE DISBURSED DIRECTLY TO COLORADO WORKERS, THE AUTHORITY MAY REDUCE THE PERCENTAGE OF ALL TRANSITION ASSISTANCE DISBURSED DIRECTLY TO COLORADO WORKERS BELOW FIFTY PERCENT TO ANY PERCENTAGE NOT LESS THAN THIRTY PERCENT. THE".

Page 27, line 27, strike "(3)(i)." and substitute "(3)(i); (d) IF THE AUTHORITY BELIEVES THAT IT CAN ALLOCATE SUFFICIENT TRANSITION ASSISTANCE DIRECTLY TO COLORADO WORKERS DESCRIBED IN SECTION 40-41-103 (21)(a), (21)(b), (21)(d), AND (21)(e) WHO ARE DIRECTLY IMPACTED BY THE RETIREMENT OF AN ELECTRIC GENERATING FACILITY AS AUTHORIZED BY A FINANCING ORDER WITHOUT SPENDING ALL OF THE MONEY ALLOCATED FOR SUCH TRANSITION ASSISTANCE, TO, IF AND TO THE EXTENT AUTHORIZED BY THE COMMISSION, RETAIN ANY UNSPENT MONEY ALLOCATED FOR SUCH TRANSITION ASSISTANCE TO PAY TRANSITION ASSISTANCE DIRECTLY TO COLORADO WORKERS WHO ARE DIRECTLY IMPACTED BY THE FUTURE RETIREMENT OF OTHER ELECTRIC GENERATING FACILITIES AS AUTHORIZED BY FINANCING ORDERS; AND (e) TO DEVELOP STANDARDIZED WORKER ASSISTANCE PROGRAMS TO ENSURE THAT TRANSITION ASSISTANCE PROVIDED FOR WORKER RETRAINING, RETIREMENT ASSISTANCE, WAGE ASSISTANCE, AND OTHER FORMS OF WORKER ASSISTANCE IS PROVIDED AS FAIRLY AND EQUITABLY AS POSSIBLE ACROSS ALL WORKFORCES DIRECTLY IMPACTED BY THE RETIREMENT ELECTRIC GENERATING FACILITIES RETIRED AS AUTHORIZED BY FINANCING ORDERS.".

Page 27, line 35, after "COMMUNITY." insert "BOTH THE AUTHORITY AND THE LOCAL ADVISORY COMMITTEE SHALL CONSIDER THE WORKFORCE TRANSITION PLAN SUBMITTED TO THE COMMISSION AS REQUIRED BY SECTION 40-41-104 (3)(g) WHEN DETERMINING WHICH WORKERS MOST NEED TRANSITION ASSISTANCE AND HOW TRANSITION ASSISTANCE SHOULD BE ALLOCATED.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

On motion of Representative Garnett, the remainder of the General Orders Calendar HB19-1131 was laid over until March 1, retaining place on Calendar.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Bockenfeld moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Bockenfeld amendment, to SB 19-019, to show that said amendment passed, and that SB 19-019, as amended, passed.

Amend reengrossed bill, page 3, line 7, after "section." insert "NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (1)(n.7), ANY RESOLUTION ADOPTED BY A COUNTY PURSUANT TO THIS SUBSECTION (1)(n.7) SHALL NOT RESTRICT THE POSSESSION OF FIREWORKS FOR THE PERIOD BETWEEN MAY 31 AND JULY 5 OF ANY YEAR.".

Page 3, strike line 15 and substitute "HAS ADOPTED ON THE SALE AND USE OF FIREWORKS."

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1185, to show that said amendment passed, and that HB 19-1185, as amended, passed.

Amend printed bill, page 1, line 26, strike "the second Monday in October, commonly called Columbus day; and substitute "the second Monday in October, commonly called Columbus day NATIVE AMERICAN DAY;".

Page 3, line 19, after "Columbus day," insert "NATIVE AMERICAN DAY,".

Page 4, line 1, after "Columbus day," insert "NATIVE AMERICAN DAY,".

The amendment was declared lost by the following roll call vote:
Representative Sandridge moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge amendment, to HB 19-1185, to show that said amendment passed, and that HB 19-1185, as amended, passed.

Amend printed bill, page 1, line 26, strike "the second Monday in October, commonly called Columbus day; and substitute "the second Monday in October, commonly called Taxpayer Appreciation Day;".

Page 3, line 19, after "Columbus day," insert "Taxpayer Appreciation Day,".

Page 4, line 1, after "Columbus day," insert "Taxpayer Appreciation Day,"

The amendment was declared lost by the following roll call vote:

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Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting HB 19-1185, to show that HB 19-1185 lost.

The amendment was declared lost by the following roll call vote:

YES 23 NO 39 EXCUSED 2 ABSENT 0 VACANCY 1

Arndt N Exum N Landgraf Y Saine Y
Baisley Y Froelich N Larson Y Sandridge Y
Beckman Y Galindo N Lewis Y Singer N
Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray N McKean Y Sullivan N
Buckner N Hansen N Melchlan N Tipper N
Buentello N Herod N Melton N Titone N
Caraveo N Hooton N Michaelson Jenet N District 57 V
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Coleman N Jaquez Lewis N Pelton Y Van Winkle Y
Cutter E Kennedy N Ransom Y Weissman N
Duran N Kipp N Rich Y Williams D. Y
Esgar N Kraft-Tharp N Roberts N Wilson Y
Speaker E

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1130, 1131--March 1, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

YES 43 NO 19 EXCUSED 2 ABSENT 0 VACANCY 1

Arndt Y Exum Y Landgraf Y Saine N
Baisley N Froelich Y Larson N Sandridge N
Beckman Y Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y Melchlan Y Tipper Y
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1003 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Energy and Environment Committee Report, dated January 17, 2019, page 1, line 11, strike "39-3-113.5." and substitute "39-3-113.5.

SECTION 2. In Colorado Revised Statutes, 39-29-106, amend (2)(b) as follows:

39-29-106. Tax on the severance of coal. (2) (b) On and after July 1, 1999, TO AND INCLUDING JUNE 30, 2019, no tax provided for in subsection (1) of this section shall be imposed on the first three hundred thousand tons of coal produced in each quarter of the taxable year.".

Page 2 of the committee report, after line 18 insert:

"Page 3 of the printed bill, strike lines 3 through 12 and substitute:

"SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

HB19-1004 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 7, before line 16 insert:

"SECTION 2. Appropriation. (1) For the 2018-19 state fiscal year, $75,000 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the general fund. To implement this act, the office may use this appropriation for general professional services and special projects.

(2) For the 2018-19 state fiscal year, $115,500 is appropriated to
the department of regulatory agencies for use by the division of insurance. This appropriation is from the general fund. To implement this act, the division may use this appropriation for personal services.

SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $150,000 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the general fund. To implement this act, the office may use this appropriation for general professional services and special projects.

(2) For the 2019-20 state fiscal year, $231,000 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the general fund. To implement this act, the division may use this appropriation for personal services."

Renumber succeeding section accordingly.

Page 1, line 106, strike "OPTION." and substitute "OPTION, AND MAKING AN APPROPRIATION.".

HB19-1150 be referred to the Committee of the Whole with favorable recommendation.

HB19-1166 be referred to the Committee of the Whole with favorable recommendation.

HB19-1177 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 30, after line 15 insert:

"SECTION 5. Appropriation. For the 2019-20 state fiscal year, $119,392 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation for court costs, jury costs, and court-appointed counsel.".

Renumber succeeding section accordingly.

Page 1, line 101, strike "ORDER." and substitute "ORDER, AND IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

SB19-009 be referred to the Committee of the Whole with favorable recommendation.

SB19-035 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 6, after line 26 insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year, $6,750 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation is from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2)(b)(I), C.R.S. To implement this act, the division may use this appropriation for DRIVES maintenance and support."

Renumber succeeding section accordingly.

Page 1, line 103, strike "TAXES." and substitute "TAXES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the following:

HB19-1209 be referred to the Committee of the Whole with favorable recommendation.

SB19-046 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1076 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 19, strike "(7) and (16); repeal (1) and (18);" and substitute "(7), (16), and (18); repeal (1)."

Page 4, line 16, strike "FEET." and substitute "FEET UNLESS SECTION 25-14-207 (2)(a)(II)(B) OR (2)(a)(II)(C) APPLIES."

Page 4, strike lines 25 through 27.

Page 5, strike lines 1 and 2 and substitute:

"(18) "Tobacco business" means a sole proprietorship, corporation, partnership, or other enterprise engaged primarily in the sale, manufacture, or promotion of tobacco, tobacco products, or smoking devices or accessories, INCLUDING ESDs, either at wholesale or retail, and in which the sale, manufacture, or promotion of other products is merely incidental.".
Page 5, line 4, strike "(1)(k)(II)," and substitute "(1)(k)," and strike "and (1)(cc);" and substitute "(1)(cc), and (2); **repeal** (1)(q);".

Page 5, line 5, strike "(1)(dd)" and substitute ",(1)(dd), (1)(ee), (1)(ff), and (3)."

Page 5, after line 10 insert:

"(k) (I) Any place of employment that is not exempted, **WHETHER OR NOT OPEN TO THE PUBLIC AND REGARDLESS OF THE NUMBER OF EMPLOYEES.**"

Page 5, line 11, strike "(k)."

Page 5, after line 16 insert:

"(q) Restrooms, lobbies, hallways, and other common areas in hotels and motels, and in at least seventy-five percent of the sleeping quarters within a hotel or motel that are rented to guests;".

Page 5, line 18, strike "and," and substitute "and".

Page 5, line 19, strike "AND ASSISTED LIVING FACILITIES;".

Page 5, line 24, strike "AND".

Page 5, after line 24 insert:

"(dd) HOTEL AND MOTEL ROOMS; (ee) ASSISTED LIVING FACILITIES, INCLUDING NURSING FACILITIES AS DEFINED IN SECTION 25.5-4-103 AND ASSISTED LIVING RESIDENCES AS DEFINED IN SECTION 25-27-102; AND".

Page 5, line 25, strike "(dd)" and substitute "(ff)."

Page 5, line 26, strike "(1)(cc)" and substitute "(1)(ee)."

Page 5, after line 26 insert:

"(2) A cigar-tobacco bar:
(a) Shall not expand its size or change its location from the size and location in which it existed as of December 31, 2005; **A**
(cigar-tobacco bar) **AND**
(b) Shall **PROHIBIT ENTRY BY ANY PERSON UNDER EIGHTEEN YEARS OF AGE AND SHALL DISPLAY SIGNAGE IN AT LEAST ONE CONSPICUOUS PLACE AND AT LEAST FOUR INCHES IN SIZE STATING: "Smoking allowed. Children under eighteen years of age must be accompanied by a parent or guardian MAY NOT ENTER."
(3) A RETAIL TOBACCO BUSINESS SHALL **PROHIBIT ENTRY BY ANY PERSON UNDER EIGHTEEN YEARS OF AGE AND SHALL DISPLAY SIGNAGE IN AT LEAST ONE CONSPICUOUS PLACE AND AT LEAST FOUR INCHES IN SIZE STATING: "SMOKING ALLOWED. CHILDREN UNDER EIGHTEEN YEARS OF AGE MAY NOT ENTER."".

Page 6, line 1, strike "portion;" and substitute "portion, (1)(c), (1)(g), and (1)(i);" and strike "(1)(c), (1)(d),".
Page 6, line 7, strike "percent;" and substitute "percent ANY PREMISES THAT IS LICENSED UNDER PART 4 OF ARTICLE 12 OF TITLE 44 OR AUTHORIZED BY ANY APPLICABLE MUNICIPAL ORDINANCE OR PERMIT, AT WHICH MARIJUANA IS OFFERED TO PURCHASERS OR PROSPECTIVE PURCHASERS FOR SALE OR SAMPLING;".

Page 6, strike line 8.

Page 6, after line 9 insert:
"(g) The outdoor area of any business; OR".

Page 6, after line 12 insert:
"(i) A private, nonresidential building on a farm or ranch, as defined in section 39-1-102, C.R.S., that has annual gross income of less than five hundred thousand dollars. or"

Page 6, line 21, strike "repeal 25-14-206" and substitute "25-14-206, amend (1); and repeal (2)".

Page 6, strike lines 23 through 27.

Page 7, strike lines 1 and 2 and substitute:
"25-14-206. Optional prohibitions. (1) The owner or manager of any place not specifically listed in section 25-14-204, including a place otherwise exempted under section 25-14-205 may post signs prohibiting smoking, or providing smoking and nonsmoking areas. Such posting shall have the effect of including such place or the designated nonsmoking portion thereof, in the places where smoking is prohibited or restricted pursuant to this part 2.".

Page 7, line 3, strike "(2)" and substitute "(2)".

Page 7, line 12, after ":(a) insert ":(I)".

Page 7, line 13, after "charter," add "SECTION 44-12-309,".

Page 7, line 16, strike "THAT" and substitute "THAT, UNLESS OTHERWISE AUTHORIZED UNDER SUBSECTION (2)(a)(II)(B) OR (2)(a)(II)(C) OF THIS SECTION,".

Page 7, line 18, strike "except that A" and substitute "except that (II) (A) A".

Page 7, after line 20 insert:
"(B) A LOCAL REGULATION THAT WAS ADOPTED BY A LOCAL AUTHORITY BEFORE JANUARY 1, 2019, AND THAT SPECIFIES A RADIUS OF LESS THAN TWENTY-FIVE FEET FOR THE AREA INCLUDED WITHIN AN ENTRYWAY REMAINS VALID AND MUST BE GIVEN EFFECT AFTER THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED.

(C) IF A PERSON OWNS OR LEASES BUSINESS PREMISES THAT WERE UNDER CONSTRUCTION OR RENOVATION ON JULY 1, 2019, AND THAT COMPLIED WITH A LOCAL REGULATION OF SMOKING THAT SPECIFIED A RADIUS OF LESS THAN TWENTY-FIVE FEET FOR THE AREA INCLUDED WITHIN AN ENTRYWAY, AND, AS OF JULY 1, 2019, HAS APPLIED FOR OR RECEIVED FROM THE MUNICIPALITY, CITY AND COUNTY, OR COUNTY IN WHICH THE
PREMISES ARE LOCATED, A CERTIFICATE OF OCCUPANCY FOR THE
STRUCTURE TO BE USED FOR THE BUSINESS PREMISES, THE PERSON IS
DEEMED IN COMPLIANCE WITH ALL LOCAL REGULATIONS SPECIFYING THE
RADIUS OF THE AREA INCLUDED WITHIN AN ENTRYWAY.

Page 7, before line 21 insert:
"SECTION 7. In Colorado Revised Statutes, 25-14-208, amend
(3) as follows:

25-14-208. Unlawful acts - penalty - disposition of fines and
surcharges. (3) EXCEPT AS OTHERWISE PROVIDED IN SECTION
25-14-208.5, a person who violates this part 2 is guilty of a class 2 petty
offense and, upon conviction thereof, shall be punished by a fine not to
exceed two hundred dollars for a first violation within a calendar year, a
fine not to exceed three hundred dollars for a second violation within a
calendar year, and a fine not to exceed five hundred dollars for each
additional violation within a calendar year. Each day of a continuing
violation shall be deemed a separate violation.

SECTION 8. In Colorado Revised Statutes, add 25-14-208.5 as
follows:

25-14-208.5. Signage violations - limitation on fines. (1) For
A VIOLATION OF SECTION 25-14-204 (2), THE PENALTY SHALL BE AS
FOLLOWS:
(a) A WRITTEN WARNING FOR A FIRST VIOLATION COMMITTED
WITHIN A TWENTY-FOUR-MONTH PERIOD; AND
(b) FINES AS SPECIFIED IN SECTION 25-14-208 (3) FOR A SECOND OR
SUBSEQUENT VIOLATION WITHIN A TWENTY-FOUR-MONTH PERIOD.
(2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, NO FINE
FOR A VIOLATION OF SECTION 25-14-204 (2) SHALL BE IMPOSED UPON A
PERSON THAT CAN ESTABLISH AS AN AFFIRMATIVE DEFENSE THAT,
PRIOR TO THE DATE OF THE VIOLATION, IT:
(a) HAD ADOPTED AND ENFORCED A WRITTEN POLICY AGAINST
ALLOWING PERSONS UNDER EIGHTEEN YEARS OF AGE TO ENTER THE
PREMISES;
(b) HAD INFORMED ITS EMPLOYEES OF THE APPLICABLE LAWS
REGARDING THE PROHIBITION OF PERSONS UNDER EIGHTEEN YEARS OF AGE
TO ENTER OR REMAIN IN AREAS WHERE SMOKING IS PERMITTED;
(c) REQUIRED EMPLOYEES TO VERIFY THE AGE OF PERSONS ON THE
PREMISES BY WAY OF PHOTOGRAPHIC IDENTIFICATION; AND
(d) HAD ESTABLISHED AND IMPOSED DISCIPLINARY SANCTIONS FOR
NONCOMPLIANCE.
(3) THE AFFIRMATIVE DEFENSE ESTABLISHED IN SUBSECTION (2)
OF THIS SECTION MAY BE USED ONLY TWICE AT EACH LOCATION WITHIN
ANY TWENTY-FOUR-MONTH PERIOD.".

Renumber succeeding sections accordingly.

Page 8, strike line 5 and substitute:

"SECTION 10. Effective date. (1) Except as provided in
subsection (2) of this section, this act takes effect July 1, 2019.
(2) Section 25-14-204 (2) and (3), as amended and enacted,
respectively, in section 3 of this act, take effect October 1, 2019.".
HB19-1168  be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 3, line 27, strike "SUBSIDIES." and substitute
"SUBSIDIES WHILE MINIMIZING ANY POTENTIAL NEGATIVE EFFECTS ON
ACCESS TO AFFORDABLE, HIGH-VALUE INSURANCE FOR CONSUMERS WHO
ARE ELIGIBLE FOR PREMIUM TAX CREDIT SUBSIDIES AND COST SHARING
REDUCTIONS.".

Page 6, line 6, strike "rules." and substitute "rules - study and report.".

Page 7, line 12, after "SCHEDULE." add "THE RULES SHALL BE ADOPTED IN
ACCORDANCE WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT",
ARTICLE 4 OF TITLE 24, INCLUDING THE REQUIREMENT TO ESTABLISH A
REPRESENTATIVE GROUP OF PARTICIPANTS PURSUANT TO SECTION
24-4-103 (2).

(2) IF THE REINSURANCE PROGRAM IS APPROVED PURSUANT TO
SECTION 10-16-1108, THE COMMISSIONER, DURING IMPLEMENTATION OF
THE PROGRAM, SHALL EVALUATE THE EFFECT OF THE PROGRAM ON ACCESS
TO AFFORDABLE, HIGH-VALUE HEALTH INSURANCE FOR CONSUMERS WHO
ARE ELIGIBLE FOR PREMIUM TAX CREDIT SUBSIDIES AND COST SHARING
REDUCTIONS AND MINIMIZE ANY POTENTIAL NEGATIVE EFFECTS ON THOSE
CONSUMERS. WITHIN ONE HUNDRED TWENTY DAYS FOLLOWING THE END
OF THE SECOND FULL YEAR OF OPERATION OF THE PROGRAM, THE
COMMISSIONER SHALL COMPLETE A STUDY OF AND ISSUE A REPORT ON THE
EFFECTS OF THE PROGRAM ON ACCESS TO AFFORDABLE, HIGH-VALUE
HEALTH INSURANCE FOR CONSUMERS WHO ARE ELIGIBLE FOR PREMIUM
TAX CREDIT SUBSIDIES AND COST SHARING REDUCTIONS. THE
COMMISSIONER SHALL POST THE REPORT ON THE DIVISION'S WEBSITE AND
SUBMIT THE REPORT TO THE GOVERNOR, THE SENATE COMMITTEE ON
HEALTH AND HUMAN SERVICES OR ITS SUCCESSOR COMMITTEE, AND THE
HOUSE OF REPRESENTATIVES HEALTH AND INSURANCE COMMITTEE OR ITS
SUCCESSOR COMMITTEE."

Page 10, line 5, after "ENROLLMENT" insert "ACROSS ALL INCOME
LEVELS".

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the
following:

HB19-1133  be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 3, strike lines 17 and 18.

Renumber succeeding subsections.
Page 3, line 22, strike "PARTNERS" and substitute "PARTNERS, INCLUDING CHILDREN’S ADVOCACY CENTERS,.”.

Page 3, strike lines 23 and 24 and substitute "STANDARDIZED, COORDINATED HEALTH CARE RESPONSE TO THE PREVENTION AND TREATMENT OF SUSPECTED PHYSICAL OR SEXUAL ABUSE OR NEGLECT.”.

Page 4, line 10, strike "SERVICES" and substitute "MEDICAL EXAMS AND BEHAVIORAL HEALTH ASSESSMENTS”.

Page 4, line 14, strike "SERVICES." and substitute "SERVICES, EXISTING ADVISORY COMMITTEES, AND INTERESTED STAKEHOLDERS TO ALIGN THE WORK OF THE CARENETWORK WITH OTHER STATE AND LOCAL EFFORTS FOCUSED ON PREVENTING CHILD ABUSE AND NEGLECT AND ADDRESSING THE HEALTH AND SOCIAL NEEDS OF FAMILIES AT RISK OF EXPERIENCING CHILD ABUSE OR NEGLECT.”.

Page 4, line 21, after "NEGLECT” insert "BY USING CURRENT OR”.

Page 4, line 24, strike "CARENETWORK" and substitute "CARENETWORK, INCLUDING A REVIEW OF CURRENT NATIONAL ACCREDITATION STANDARDS,”.

Page 4, line 27, after "STREAMLINED" insert "MEDICAL AND BEHAVIORAL HEALTH”.

Page 5, line 8, after "TEAMS” insert "IN LOCAL COMMUNITIES” and strike "SUPPORT” and substitute "INPUT”.

Page 4, line 21, after "NEGLECT” insert "BY USING CURRENT OR”.

Page 5, line 10, strike "PROVIDE” and substitute "COLLABORATE WITH EXISTING PROGRAMS IN LOCAL COMMUNITIES TO PROVIDE”.

Page 5, strike lines 13 and 14 and substitute "ABOUT RISKS AND PROTECTIVE FACTORS ASSOCIATED WITH CHILD ABUSE AND NEGLECT AND RESOURCES FOR FAMILIES TO ADDRESS THEIR HEALTH AND SOCIAL NEEDS;”.

Page 5, line 19, after "CARE;” insert "AND”.

Page 5, strike lines 20 and 21.

Reletter succeeding paragraph accordingly.

Page 5, line 22, strike "THE ADVISORY COMMITTEE AND”.

Page 5, after line 24, insert:

"(3) NOTHING IN THIS SECTION SUPERCEDES THE AUTHORITY OF THE DEPARTMENT OF HUMAN SERVICES OR A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES TO RECEIVE REPORTS AND COORDINATE THE OFFICIAL INVESTIGATION AND RESPONSE TO REPORTS OF CHILD ABUSE OR NEGLECT. NOTHING IN THE SECTION RELIEVES THE PARTICIPANTS IN THE CARENETWORK FROM MANDATED REPORTING REQUIREMENTS PURSUANT TO SECTION 19-3-304.”.
Page 5, strike lines 25 through 27.

Strike page 6.

Page 7, strike lines 1 through 17.

Renumber succeeding section accordingly.

HB19-1160 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 7, strike "BOTH" and substitute "EITHER", and strike "AND" and substitute "OR".

Page 3, line 15, after "WITH" insert "PHYSICAL OR MENTAL OR".

Page 4, line 10, after "CONTRIBUTE" insert "AT LEAST".

Page 4, line 15, strike "DECEMBER 1, 2019," and substitute "FEBRUARY 1, 2020,"

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1023 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 6, strike "CONTRACT." and substitute "CONTRACT BY REASON OF MINORITY.".

Page 3, line 8, after "portion," insert "(1)(b)(I)," and after "(3);" insert "repeal (1)(b)(III) and (1)(b)(IV);".

Page 3, line 20, strike "EVIDENCE" and substitute "PROOF" and after "RESPONSIBILITY" insert "FOR THE FUTURE, AS DEFINED IN SECTION 42-7-103 (14),".

Page 3, line 23 strike "a foster home," and substitute "a foster home FOSTER CARE,"

Page 3, line 26, strike "a designated" and substitute "a designated AN".

Page 4, line 1, strike "a designated" and substitute "a designated AN".

Page 4, line 6, strike "designated" and substitute "designated".

Page 4, line 8, strike "designated" and substitute "designated".
Page 4, line 9, strike "a foster care home" and substitute "a foster care home".

Page 4, line 15, strike "designated" and substitute "designated".
Page 4, line 18, strike "designated" and substitute "designated".
Page 4, line 27, strike "designated" and substitute "designated".

Page 5, line 10, strike "parent, guardian, stepparent, or foster parent" and substitute "parent, guardian, stepparent, or foster parent PERSON".
Page 5, after line 11 insert:

"(I) The guardian ad litem, a designated AN official of the county department of human or social services having custody of the applicant, or a designated AN official of the division of youth services in the state department of human services having custody of the applicant signs the application for an instruction permit; AND".

Page 5, line 18, strike "designated" and substitute "designated".
Page 5, line 19, strike "permit;" and substitute "permit.".
Page 5, after line 19 insert:

"(III) The applicant is enrolled in or will be enrolled in a commercial driving course that insures the motor vehicles in which the applicant will be driving as a student for property damage and personal injury; and

(IV) The commercial driving course maintains possession of the applicant's instruction permit at all times.".

Page 5, line 20, strike "(I)".
Page 5, line 25, strike "(A)" and substitute "(I)".
Page 6, line 1, strike "AND".
Page 6, line 2, strike "(B)" and substitute "(II) (A)".
Page 6, line 4, strike "(1.5)." and substitute "(1.5); AND".
Page 6, line 5, strike "(II)" and substitute "(B)".
Page 6, line 6, after "TO" add "THIS".
Page 6, line 7, strike "(1.5)(e)(I) OF THIS SECTION" and substitute "(1.5)(e)".
Page 7, lines 21 and 22, strike "APPLICANT'S PARENT OR GUARDIAN OR OTHER RESPONSIBLE ADULT" and substitute "PERSON".
Page 7, line 27, strike "CHILD WHO HAS PROOF OF" and substitute "CHILD.".
Page 8, strike line 1.

Page 8, strike lines 6 and 7 and substitute "SECTION, A FOSTER CHILD TO OBTAIN AN INSTRUCTION PERMIT UNDER".

Page 8, strike lines 14 through 27 and substitute:

"SECTION 5. In Colorado Revised Statutes, 43-2-145, add (10) as follows:

43-2-145. Transportation legislation review - committee - repeal. (10) (a) IN THE 2019 INTERIM BETWEEN THE FIRST REGULAR SESSION OF THE SEVENTY-SECOND GENERAL ASSEMBLY AND THE SECOND REGULAR SESSION OF THE SEVENTY-SECOND GENERAL ASSEMBLY, THE COMMITTEE SHALL EXAMINE BARRIERS TO FOSTER CHILDREN MEETING THE FIFTY-HOUR DRIVING REQUIREMENT WHILE HOLDING AN INSTRUCTION PERMIT AND TO FOSTER CHILDREN OBTAINING AUTOMOBILE LIABILITY INSURANCE. The committee may appoint a number of its members to study the issue and make recommendations to the whole committee. The committee shall consult with counties, subject matter experts, interested persons, and the office of the child's representative. The office of the child's representative shall cooperate and consult with the committee.

(b) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2020."

Page 9, strike lines 1 through 24.

HB19-1118 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 3, strike "(1)(e.5)(II)" and substitute "(1)(e.5)(II); and add (5)".

Page 2, line 9, strike "FOURTEEN" and substitute "TEN".

Page 2, line 11, strike "premises." and substitute "premises; EXCEPT THAT, FOR A NONRESIDENTIAL AGREEMENT OR AN EMPLOYER-PROVIDED HOUSING AGREEMENT, THREE DAYS' NOTICE IS REQUIRED PURSUANT TO THIS SECTION.".

Page 2, line 20, strike "FOURTEEN days'" and substitute "three days'".

Page 3, line 1, after "held;" insert "EXCEPT THAT, FOR A NONRESIDENTIAL AGREEMENT OR AN EMPLOYER-PROVIDED HOUSING AGREEMENT, THREE DAYS' NOTICE IS REQUIRED PURSUANT TO THIS SECTION.".

Page 3, line 2, after "tenancy" insert "PURSUANT TO A RESIDENTIAL AGREEMENT".

Page 3, line 5, after "shall be" insert "OF A RESIDENTIAL TENANCY".
Page 3, line 5, strike "FOURTEEN" and substitute "TEN".

Page 3, line 6, after the period add "NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION (1)(e.5)(II), A TENANCY PURSUANT TO A NONRESIDENTIAL AGREEMENT OR AN EMPLOYER-PROVIDED HOUSING AGREEMENT MAY BE TERMINATED AT ANY TIME PURSUANT TO THIS SUBSECTION (1)(e.5) ON THE BASIS OF A SUBSEQUENT VIOLATION. THE TERMINATION OF A NONRESIDENTIAL TENANCY OR AN EMPLOYER-PROVIDED HOUSING TENANCY IS EFFECTIVE THREE DAYS AFTER SERVICE OF WRITTEN NOTICE TO QUIT.".

Page 3, after line 6 insert:

"(5) FOR THE PURPOSES OF THIS SECTION, "EMPLOYER-PROVIDED HOUSING AGREEMENT" MEANS A RESIDENTIAL TENANCY AGREEMENT BETWEEN AN EMPLOYEE AND AN EMPLOYER WHEN THE EMPLOYER OR AN AFFILIATE OF THE EMPLOYER ACTS AS A LANDLORD.".

PRINTING REPORT
The Chief Clerk reports the following bills have been correctly printed:
HB19-1214, 1215.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS
The Speaker has signed: HB19-1066, 1070, 1109; SB19-070, 080, 082, and 083; SJR19-005.

MESSAGE FROM THE SENATE
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

The Senate has concurred in House Amendments to SJR19-005 and the Resolution has been readopted as amended.

MESSAGE(S) FROM THE REVISOR
We herewith transmit:
without comment, as amended, SB19-088.

House in recess. House reconvened.
DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1008, 1062, 1071, 1098 at 12:46 p.m. on February 28, 2019.

INTRODUCTION OF BILLS

First Reading

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

HB19-1216 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Priola--Concerning measures to reduce a patient's costs of prescription insulin drugs.
Committee on Health & Insurance

SB19-088 by Senator(s) Gardner; also Representative(s) Tipper--Concerning the adoption of the "Revised Uniform Unclaimed Property Act".
Committee on Business Affairs & Labor

SB19-097 by Senator(s) Story and Coram, Todd, Donovan, Fields, Gonzales, Rodriguez; also Representative(s) McCluskie and Soper--Concerning a grant program for area technical colleges.
Committee on Education
Committee on Appropriations

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 1, retaining place on Calendar:
Consideration of Senate Amendment(s)--HB19-1033, 1034, 1029, 1082, 1077, 1044.

On motion of Representative Garnett, the following bill(s) will be added to the General Orders calendar on March 1, 2019: HB19-1003, 1004, 1150, 1166, 1177, SB19-009, 035.

On motion of Representative Garnett, the following bill(s) calendared for General Orders March 1, will be calendared for March 5, 2019: HB19-1186.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 5, 2019: HB19-1118.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 8, 2019: HB19-1076.
On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 1, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Pastor Scott Park, Impact Christian Church, Woodland Park.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Clayton Melster, Home School, Pueblo.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Jackson--1.
Vacancy--1.
Present after roll call--Representative(s) Jackson.

The Speaker declared a quorum present.

On motion of Representative Galindo, the reading of the journal of February 28, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Esgar moved that the First Conference Committee on SB19-128 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by viva voce vote.

On motion of Representative Melton, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)
HB19-1131 by Representative(s) Jaquez Lewis; also Senator(s) Winter--Concerning a requirement to share the wholesale acquisition cost of a drug when sharing information concerning the drug with another party.

Amendment No. 1, Health & Insurance Report, dated February 20, 2019, and placed in member's bill file; Report also printed in House Journal, February 21, 2019.

Amendment No. 2, by Representative(s) Jacquez Lewis.

Amend the Health and Insurance Committee Report, dated February 20, 2019, page 1, line 7, after "MANUFACTURER," insert "WHO WHILE EMPLOYED BY OR UNDER CONTRACT TO REPRESENT A MANUFACTURER ENGAGES IN PRESCRIPTION DRUG MARKETING,".

Page 1, after line 23 insert:

"(II) "PRESCRIPTION DRUG MARKETING" MEANS ANY ACTIVITY THAT MAY INCLUDE IN-PERSON MEETINGS, PHYSICAL MAILINGS, TELEPHONIC CONVERSATIONS, VIDEO CONFERENCING, ELECTRONIC MAILING OR TEXTING, OR FAX TRANSMISSIONS THAT PROVIDES EDUCATIONAL OR MARKETING INFORMATION OR MATERIALS REGARDING A PRESCRIPTION DRUG.".

Renumber succeeding subparagraph accordingly.

Page 2, line 7, after "MANUFACTURER," insert "WHO WHILE EMPLOYED BY OR UNDER CONTRACT TO REPRESENT A MANUFACTURER ENGAGES IN PRESCRIPTION DRUG MARKETING,".

Page 2, after line 23 insert:

"(II) "PRESCRIPTION DRUG MARKETING" MEANS ANY ACTIVITY THAT MAY INCLUDE IN-PERSON MEETINGS, PHYSICAL MAILINGS, TELEPHONIC CONVERSATIONS, VIDEO CONFERENCING, ELECTRONIC MAILING OR TEXTING, OR FAX TRANSMISSIONS THAT PROVIDES EDUCATIONAL OR MARKETING INFORMATION OR MATERIALS REGARDING A PRESCRIPTION DRUG.".

Renumber succeeding subparagraph accordingly.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1004 by Representative(s) Roberts and Catlin; also Senator(s) Donovan--Concerning a proposal for implementing a competitive state option for more affordable health care coverage in Colorado, and, in connection therewith, requesting authorization to use existing federal money for the proposed state option and taking other actions toward the implementation of the state option.

Amendment No. 1, Health & Insurance Report, dated January 23, 2019, and placed in member's bill file; Report also printed in House Journal, January 24, 2019.

Amendment No. 3, by Representative(s) Roberts.

Amend printed bill, page 5, after line 17 insert:

"(f) Evaluate the impact on consumers eligible for financial assistance for plans purchased on the exchange;".

Reletter succeeding paragraphs accordingly.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-071 by Senator(s) Fields; also Representative(s) Roberts--Concerning expanding the admission of out-of-court statements of a child.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1177 by Representative(s) Sullivan and Garnett; also Senator(s) Court and Pettersen--Concerning creation of an extreme risk protection order.


Amendment No. 3, by Representative(s) Garnett.

Amend the Judiciary Committee Report, dated February 21, 2019, page 1, line 2, strike "AND" and substitute "AND, if the petitioner is a family or household member,".

Page 1, line 15, strike ""A"" and substitute ""The attorney appointed for the"".

Page 2, line 20, strike ""DAYS."" and substitute ""DAYS, AT NO CHARGE TO THE RESPONDENT."".

Page 2, line 21, strike ""strike"".

Page 2, strike lines 22 and 23 and substitute:

"Page 17, lines 10 through 12, strike "The hearing shall occur no sooner than fourteen days and no later than twenty-eight days after the date of service of the request upon the petitioner," and substitute "The court shall set the hearing fourteen days after the filing of the request for a hearing to terminate an extreme risk protection order.".
Page 2, line 28, after "THE" insert "EXPIRED OR TERMINATED".

Page 3, line 7, strike "SECTION." and substitute "SECTION.

(6) AN EXTREME RISK PROTECTION ORDER DOES NOT CONSTITUTE
A FINDING THAT A RESPONDENT IS A PROHIBITED PERSON PURSUANT TO 18
U.S.C. SEC. 922.".

Page 3, line 12, after "REPORT" insert "STATE COURT".

Page 3, line 15, strike "AS A RESULT OF" and substitute "WITHIN THIRTY
DAYS AFTER".

A motion by Representative Garnett that the Committee rise, report
progress and beg leave to sit again at the conclusion of Public Health
Care and Human Services Committee, was adopted by unanimous
consent. (General Orders to be continued)

House reconvened.

The Committee of the Whole reported it had risen, reported progress and
would sit again at the conclusion of Public Health Care and Human
Services Committee.

House in recess. House reconvened.

On motion of Representative Melton, the House resolved itself into
Committee of the Whole for continuation of consideration of General
Orders, and he returned to the Chair to act as Chairman.

GENERAL ORDERS--SECOND READING OF BILLS

(Continued)

HB19-1177 by Representative(s) Sullivan and Garnett; also Senator(s)
Court and Pettersen--Concerning creation of an extreme
risk protection order.

(Previously amended, House Journal pages 493 through 494)

Amendment No. 4, by Representative(s) Garnett.

Amend printed bill, page 5, line 16, after the period, add "THE COURT
MAY SCHEDULE A HEARING BY TELEPHONE PURSUANT TO LOCAL COURT
RULE TO REASONABLY ACCOMMODATE A DISABILITY OR, IN EXCEPTIONAL
CIRCUMSTANCES, TO PROTECT A PETITIONER FROM POTENTIAL HARM. THE
COURT SHALL REQUIRE ASSURANCES OF THE PETITIONER'S IDENTITY
BEFORE CONDUCTING A TELEPHONIC HEARING.".

Page 7, line 2, after "ATTORNEY" insert "AT YOUR OWN EXPENSE".

Page 9, strike lines 12 through 22.

Renumber succeeding subsections accordingly.
Page 15, before line 21 insert:

"(12) If court issues an extreme risk protection order and the petitioner is a law enforcement officer or agency, the petitioner shall make a good-faith effort to provide notice of the order to a family or household member of the respondent and to any known third party who may be at direct risk of violence. The notice must include referrals to appropriate resources, including domestic violence, behavioral health, and counseling resources."

Page 19, after line 6, insert:

"(3) If an extreme risk protection order is terminated or not renewed for any reason, the law enforcement agency storing the respondent's firearms shall provide notice to the respondent regarding the process for the return of the firearms."

Page 19, line 17, after "AGENCY." insert "THE LAW ENFORCEMENT AGENCY SHALL PRESERVE THE FIREARM IN A SUBSTANTIALLY SIMILAR CONDITION THAT THE FIREARM WAS IN WHEN IT WAS SURRENDERED."

Page 27, after line 16, insert:

"(3) In addition to any other remedies, a respondent who had a malicious or false petition for a temporary extreme risk protection order or extreme risk protection order filed against him or her has a private cause of action against the petitioner. In the action, the plaintiff is entitled to actual damages, attorney fees, and costs."

Amendment No. 5, by Representative(s) Saine.

Amend amendment no. 4 by Representative Garnett, printed in House Journal page 494, line 50, strike "HEARING." and substitute "HEARING. A HEARING BY TELEPHONE MUST BE RECORDED AND PROVIDED TO THE RESPONDENT PRIOR TO THE ISSUE OF AN EXTREME RISK PROTECTION ORDER."."

Amendment No. 6, by Representative(s) Garnett.

Amend printed bill, page 8, line 27, strike "PETITION" and substitute "PETITION; AND".

Page 9, strike line 1.

Page 17, line 24, after the period, add "IF THE COURT CONTINUES THE HEARING, THE COURT SHALL SET THE DATE FOR THE NEXT HEARING PRIOR TO THE DATE FOR THE EXPIRATION OF THE EXTREME RISK PROTECTION ORDER.".

Page 19, line 10, strike "BY EITHER: " and substitute "BY:".

Page 19, line 15, strike "OR".

Page 19, line 19, strike "FIREARM." and substitute "FIREARM; OR".

Page 19, after line 19 insert:
"(III) Only for either an antique firearm, as defined in 18 U.S.C. Sec. 921 (a)(16), as amended, or a curio or relic, as defined in 27 CFR 478.11, as amended, transferring possession of the antique firearm or curio or relic to a relative who does not live with the respondent after confirming, through a criminal history record check, the relative is currently eligible to own or possess a firearm under federal and state law.".

Page 24, line 14, after "firearm," insert "or a relative with custody of an antique firearm or curio or relic pursuant to Section 13-14.5-108 (1)(a)(III)."

Page 25, strike line 18 and substitute "used by law enforcement agencies."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

On motion of Representative Garnett, consideration of the following bills on the General Orders Calendar was laid over until March 4, retaining their place on the Calendar: HB19-1201, 1180, 1130, SB19-049, HB19-1003, 1150, 1166, SB19-025, 009, 035, 032.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1004, to show that said amendment passed, and that HB 19-1004, as amended, passed.

Amend printed bill, page 6, strike line 21 and substitute "General Assembly. The General Assembly shall consider the proposal in a bill debated before and voted on by the General Assembly. Upon the passage of such bill, the State Department and the Division shall."

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 27, after line 27 insert:

"13-14.5-115. Exclusions. NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, THIS ARTICLE 14.5 DOES NOT APPLY TO A RURAL COUNTY WITH A POPULATION OF FEWER THAN TWENTY-FIVE THOUSAND PEOPLE."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to HB 19-1177, to show that said amendment passed, that the underlying Neville amendment, to HB19-1177, passed, and that HB 19-1177, as amended, passed.

Amend the following Neville floor amendment to HB19-1177, printed in House Journal page 498, line 9, strike "IN IMMINENT DANGER" and substitute "AT SIGNIFICANT RISK".

Page 498, line 11, strike "IN IMMINENT DANGER" and substitute "AT SIGNIFICANT RISK".
Strike the Judiciary Committee Report, dated February 21, 2019, and substitute:

"Amend printed bill, page 3, strike lines 5 through 27 and substitute:

13-14.5-101. Extreme risk protection order. (1) A family or household member of the respondent or a law enforcement officer or agency may file an affidavit, signed under oath and subject to the penalties for perjury, with a local law enforcement officer, department, or agency, affirming that the petitioner is in imminent danger of suffering personal injury or death at the hands of the respondent, or that the respondent is in imminent danger of causing injury or death to self or others, by having in his or her custody or control a firearm.

(2) Upon receiving an affidavit pursuant to subsection (1) of this section, the receiving law enforcement department or agency with jurisdiction where the respondent resides shall, without delay, conduct interviews in person with both the petitioner and the respondent to determine whether:

(a) grounds exist to seek a mental health evaluation of the respondent; or

(b) credible criminal threats of violence or menacing behavior have been made by the respondent.

(3) Upon conclusion of the interviews pursuant to subsection (2) of this section, the law enforcement department or agency shall formally seek an emergency mental health evaluation pursuant to section 27-65-105 or a civil protection order pursuant to section 13-14-105, or arrest the respondent for making criminal threats or engaging in menacing behavior, or take no further action. If an emergency mental health evaluation is recommended but refused by the respondent, the respondent shall be advised that a letter of notification regarding the incident will be forwarded to the United States attorney's office for Colorado for review.

(4) The process outlined in this section shall be known as an "extreme risk protection order".

Strike pages 4 through 29.
Page 30, strike lines 1 through 15.
Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Strike the Judiciary Committee Report, dated February 21, 2019, and substitute:

"Amend printed bill, page 3, strike lines 5 through 27 and substitute:

"13-14.5-101. Extreme risk protection order. (1) A FAMILY OR HOUSEHOLD MEMBER OF THE RESPONDENT OR A LAW ENFORCEMENT OFFICER OR AGENCY MAY FILE AN AFFIDAVIT, SIGNED UNDER OATH AND SUBJECT TO THE PENALTIES FOR PERJURY, WITH A LOCAL LAW ENFORCEMENT OFFICER, DEPARTMENT, OR AGENCY, AFFIRMING THAT THE PETITIONER IS IN IMMINENT DANGER OF SUFFERING PERSONAL INJURY OR DEATH AT THE HANDS OF THE RESPONDENT, OR THAT THE RESPONDENT IS IN IMMINENT DANGER OF CAUSING INJURY OR DEATH TO SELF OR OTHERS, BY HAVING IN HIS OR HER CUSTODY OR CONTROL A FIREARM.

(2) UPON RECEIVING AN AFFIDAVIT PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE RECEIVING LAW ENFORCEMENT DEPARTMENT OR AGENCY WITH JURISDICTION WHERE THE RESPONDENT RESIDES SHALL, WITHOUT DELAY, CONDUCT INTERVIEWS IN PERSON WITH BOTH THE PETITIONER AND THE RESPONDENT TO DETERMINE WHETHER:

(a) GROUNDS EXIST TO SEEK A MENTAL HEALTH EVALUATION OF THE RESPONDENT; OR

(b) CREDIBLE CRIMINAL THREATS OF VIOLENCE OR MENACING BEHAVIOR HAVE BEEN MADE BY THE RESPONDENT.

(3) UPON CONCLUSION OF THE INTERVIEWS PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE LAW ENFORCEMENT DEPARTMENT OR AGENCY SHALL FORMALLY SEEK AN EMERGENCY MENTAL HEALTH EVALUATION PURSUANT TO SECTION 27-65-105 OR A CIVIL PROTECTION ORDER PURSUANT TO SECTION 13-14-105, OR ARREST THE RESPONDENT FOR MAKING CRIMINAL THREATS OR ENGAGING IN MENACING BEHAVIOR, OR TAKE NO FURTHER ACTION. IF AN EMERGENCY MENTAL HEALTH EVALUATION IS RECOMMENDED BUT REFUSED BY THE RESPONDENT, THE RESPONDENT SHALL BE ADVISED THAT A LETTER OF NOTIFICATION REGARDING THE INCIDENT WILL BE FORWARDED TO THE UNITED STATES ATTORNEY'S OFFICE FOR COLORADO FOR REVIEW.

(4) THE PROCESS OUTLINED IN THIS SECTION SHALL BE KNOWN AS AN "EXTREME RISK PROTECTION ORDER"."

Strike pages 4 through 29.

Page 30, strike lines 1 through 15.

Renumber succeeding section accordingly."
The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Strike the Judiciary Committee Report, dated February 21, 2019, and substitute:

"Amend printed bill, page 3, strike lines 5 through 27 and substitute:

"13-14.5-101. Short title. The short title of this Article 14.5 is the "Child Safety Account Act".

13-14.5-102. Definitions. As used in this Article 14.5, unless the context otherwise clearly requires:

(1) "Extreme risk" means forcing a student to remain in a school who was involved in a "safety incident", as defined by House Bill 19-1112, enacted in 2019.

(2) "Protection orders" means a school district policy that allows for students to use "Child safety accounts" as defined by House Bill 19-1112, enacted in 2019, to move to another school, which would be funded annually by appropriation.

13-14.5-103. Extreme risk protection orders. Each school district in Colorado shall adopt protection orders that prohibit extreme risk.

Strike pages 4 through 29.

Page 30, strike lines 1 through 15.

Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:
Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend the Judiciary Committee Report, dated February 21, 2019, page 2, strike line 26 and substitute: "Page 24, strike lines 14 through 20 and substitute "OF A FIREARM, MUST IMMEDIATELY RETURN THE FIREARM REQUESTED BY A RESPONDENT.".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Strike the Judiciary Committee Report, dated February 21, 2019, and substitute:

"Amend printed bill, page 3, strike lines 5 through 27 and substitute:

13-14.5-101. Short title. The short title of this article 14.5 is the "No Soft Targets Act".

13-14.5-102. Definitions. As used in this article 14.5, unless the context otherwise clearly requires:

(1) "Extreme risk" means not allowing teachers, parents of students, or faculty and staff of a public school the ability to carry handguns on school grounds when they are lawful concealed handgun permit holders.

(2) "Protection orders" means a school district policy that allows teachers, parents of students, or faculty and staff of a public school the ability to carry handguns on school grounds when they are lawful concealed handgun permit holders.

13-14.5-103. Extreme risk protection orders. Each school district in Colorado shall adopt protection orders that prohibit extreme risk.

Strike pages 4 through 29.

Page 30, strike lines 1 through 15.

Renumber succeeding section accordingly."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend the Judiciary Committee Report, dated February 21, 2019, page 3, line 11, strike """"The"" and substitute """"The Statistics Must Also Include Demographic Information Regarding Each Respondent Who Was Subject To A Temporary Extreme Risk Protection Order Or An Extreme Risk Protection Order, Including The Respondent’s Age, Gender, And Race. The"""".

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend the Judiciary Committee Report, dated February 21, 2019, page 3, line 16, after """"Offense."""" insert """"The Statistics Must Also Include Detailed Information Regarding Any Offenses Committed Against A Law Enforcement Officer As A Result Of The Issuance Or Execution Of The Protection Order."""

The amendment was declared lost by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend the Judiciary Committee Report, dated February 21, 2019, page 2, after line 26 insert:

"Page 24, line 20, after the period add "IF THE RESPONDENT OR MEMBER OF RESPONDENT’S FAMILY WHO RESIDES WITH THE RESPONDENT IS INJURED OR DIES DURING THE THREE DAYS IN WHICH THE RESPONDENT’S FIREARM WAS NOT RETURNED TO THE RESPONDENT, WHICH DEATH COULD HAVE BEEN PREVENTED IF THE RESPONDENT HAD POSSESSION OF THE FIREARM, THE RESPONDENT HAS A CIVIL ACTION AGAINST THE STATE OF COLORADO. GOVERNMENTAL IMMUNITY IS EXPRESSLY WAIVED FOR A SUIT PURSUANT TO THIS SUBSECTION (1).".".

The amendment was declared lost by the following roll call vote:

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Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray E McKean Y Sullivan N
Buckner N Hansen N McLachlan E Tipper N
Buentello N Herod E Melton N Titone N
Caraveo N Hooton N Michaelson Jenet N District 57 V
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Coleman N Jaquez Lewis N Pelton E Van Winkle Y
Cutter N Kennedy N Ransom Y Weissman N
Duran N Kipp N Rich E Williams D. Y
Esgar N Kraft-Tharp N Roberts N Wilson Y
Speaker N
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 20, line 15, after the period insert "THE LAW ENFORCEMENT OFFICER SHALL NOT TAKE POSSESSION OF ANY FIREARM IN THE RESIDENCE THAT IS THE PROPERTY OF ANY OTHER PERSON LIVING AT THE RESIDENCE. IF A LAW ENFORCEMENT OFFICER TAKES POSSESSION OF A FIREARM THAT IS THE PROPERTY OF A PERSON LIVING AT THE RESIDENCE WHO IS NOT THE RESPONDENT, AND THE PERSON IS INJURED OR DIES DURING THE TIME IN WHICH THE PERSON’S FIREARM WAS IN THE POSSESSION OF THE LAW ENFORCEMENT AGENCY, AND THE PERSON’S INJURY OR DEATH COULD HAVE BEEN PREVENTED IF THE PERSON HAD POSSESSION OF THE FIREARM, THE PERSON HAS A CIVIL ACTION AGAINST THE STATE OF COLORADO. GOVERNMENTAL IMMUNITY IS EXPRESSLY WAIVED FOR A SUIT PURSUANT TO THIS SUBSECTION (1).".

The amendment was declared lost by the following roll call vote:

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Beckman Y Galindo N Lewis Y Singer N
Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray E McKean Y Sullivan N
Buckner N Hansen N McLachlan E Tipper N
Buentello Y Herod E Melton N Titone N
Caraveo N Hooton N Michaelson Jenet N District 57 V
Carver Y Humphrey Y Mullica N Valdez A. N
Catlin Y Jackson N Neville Y Valdez D. N
Coleman N Jaquez Lewis N Pelton E Van Winkle Y
Cutter N Kennedy N Ransom Y Weissman N
Duran N Kipp N Rich E Williams D. Y
Esgar N Kraft-Tharp N Roberts N Wilson Y
Speaker N

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 15, line 24, after the period add "AN EXTREME RISK PROTECTION ORDER SHALL NOT BE SERVED BY A NO-KNOCK WARRANT."

The amendment was declared lost by the following roll call vote:

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Baisley Y Froelich Y Larson E Sandridge Y
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 24, line 15, strike "ONLY" and substitute "AND HIS OR HER CONCEALED CARRY PERMIT ONLY".

Page 25, lines 26 and 27.

Page 26, strike lines 1 through 11.

Renumber succeeding subsection accordingly.

The amendment was declared lost by the following roll call vote:

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- Caraveo N
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- Catlin Y
- Coleman N
- Cutter Y
- Duran N
- Esgar Y
- Arndt N
- Baisley Y
- Beckman Y
- Beavidez N
- Bird N
- Bockenfeld Y
- Buck Y
- Buckner N
- Buentello Y
- Caraveo N
- Carver Y
- Catlin Y
- Coleman N
- Cutter Y
- Duran N
- Esgar Y

Speaker N
Representative Van Winkle moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Van Winkle amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 4, line 19, after the period insert "THE AFFIDAVIT MUST NOT CONTAIN ANY HEARSAY EVIDENCE. THE COURT SHALL NOT CONSIDER AN AFFIDAVIT THAT CONTAINS HEARSAY EVIDENCE AND SHALL STRIKE THE AFFIDAVIT FROM THE RECORD.".

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 28, after line 18, insert:

"13-14.5-115. Local option. The operation of this Article 14.5 shall be statewide unless each county or city and county in a judicial district by either a majority of the registered electors of the county or city and county voting at a regular election or special election called in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31, or the "Uniform Election Code of 1992", articles 1 to 13 of title 1, as applicable, or a majority of the members of the governing board for the county, or city and county, vote to opt out of the operation of this Article 14.5.".

The amendment was declared lost by the following roll call vote:
Representative Soper moved to amend the Report of the Committee of
the Whole to reverse the action taken by the Committee in not adopting
the following Soper amendment, to HB 19-1177, to show that said
amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 5, line 8, after "13-14.5-105 (3)," insert "AND
CONSIDERING THE EVIDENCE IN THE LIGHT MOST FAVORABLE TO THE
RESPONDENT,".

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 13, lines 24 and 25, strike "CONSIDER WHETHER THE RESPONDENT MEETS THE STANDARD FOR" and substitute "ISSUE AN ORDER FOR THE RESPONDENT TO UNDERGO".

The amendment was declared lost by the following roll call vote:

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<td>Roberts N</td>
<td>Wilson Y</td>
<td>Speaker N</td>
<td></td>
<td></td>
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</table>

Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 28, before line 19 insert:

"13-14.5-115. Repeal - sunset review. (1) This article 14.5 is repealed, effective September 1, 2022.
(2) Prior to the repeal of this article 14.5, the department of regulatory agencies shall conduct a sunset review pursuant to section 24-34-104.

SECTION 2. In Colorado Revised Statutes, 24-34-104, add (23)(a)(XI) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (23) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2022:

(XI) EXTREME RISK PROTECTION ORDERS PURSUANT TO ARTICLE 14.5 OF TITLE 13."

Renumber succeeding sections accordingly.
Page 28, line 21, strike "administrator. (10)" and substitute "administrator - repeal. (10) (a)".

Page 29, after line 6, insert:
"(b) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.".

Page 29, line 10, strike "order." and substitute "order - repeal."

Page 30, after line 2, insert:
"(3) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.".

Page 30, line 5, strike "permit." and substitute "permit - repeal."

Page 30, line 13, strike "(IV)" and substitute "(IV) (A)"

Page 30, after line 15 insert:
"(B) THIS SUBSECTION (1)(g)(IV) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES 20</th>
<th>NO 38</th>
<th>EXCUSED 6</th>
<th>ABSENT 0</th>
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<tr>
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<tr>
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<td>Froelich N</td>
<td>Larson E</td>
<td>Sandridge Y</td>
<td></td>
</tr>
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<td>Beckman Y</td>
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<td>Lewis Y</td>
<td>Singer N</td>
<td></td>
</tr>
<tr>
<td>Benavidez N</td>
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<td>Sirota N</td>
<td></td>
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<td>McCluskie N</td>
<td>Soper Y</td>
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</tr>
<tr>
<td>Buck Y</td>
<td>Gray E</td>
<td>McKean Y</td>
<td>Sullivan N</td>
<td></td>
</tr>
<tr>
<td>Buckner N</td>
<td>Hansen N</td>
<td>McLachlan E</td>
<td>Tipper N</td>
<td></td>
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<td>Buentello N</td>
<td>Herod E</td>
<td>Melton N</td>
<td>Titone N</td>
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<td>Michaelson Jenet N</td>
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<td>Van Winkle Y</td>
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<td>Cutter N</td>
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<td>Kraft-Tharp N</td>
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<td>Wilson Y</td>
<td>Speaker N</td>
</tr>
</tbody>
</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1177, to show that said amendment passed, and that HB 19-1177, as amended, passed.

Amend printed bill, page 4, line 19, after the period insert "THE PETITIONER SHALL PROVIDE A COPY OF THE PETITION AND AFFIDAVIT TO THE RESPONDENT SIMULTANEOUS TO FILING THE PETITION AND AFFIDAVIT WITH THE COURT. THE RESPONDENT MAY FILE A RESPONSE AND AFFIDAVIT WITHIN TWENTY-FOUR HOURS, WHICH THE COURT SHALL CONSIDER PRIOR TO ISSUING A TEMPORARY EXTREME RISK PROTECTION ORDER.".
The amendment was declared **lost** by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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<tbody>
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<td>Beckman</td>
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<td>N</td>
<td>Lewis</td>
<td>Y</td>
</tr>
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<td>Benavidez</td>
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<td>Liston</td>
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<tr>
<td>Bird</td>
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<td>N Hansen</td>
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<td>Melton</td>
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<td>Michaelson Jenet</td>
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<td>Rich</td>
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</tr>
<tr>
<td>Esgar</td>
<td>N Kraft-Tharp</td>
<td>N</td>
<td>Roberts</td>
<td>N</td>
</tr>
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</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting HB 19-1177, to show that HB 19-1177, as amended, lost.

The amendment was declared **lost** by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<td>Cutter</td>
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<td>Esgar</td>
<td>N Kraft-Tharp</td>
<td>N</td>
<td>Roberts</td>
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</tbody>
</table>

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

<table>
<thead>
<tr>
<th>YES</th>
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<td>McLachlan</td>
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<td>Catlin</td>
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<td>Ransom</td>
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<td>Kipp</td>
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<tr>
<td>Speaker</td>
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</table>

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1134 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 19, strike "22-20.5-105." and substitute "22-20.5-104.".

Page 5, line 26, strike "AND".

Page 6, line 2, strike "TEACHERS." and substitute "TEACHERS; AND
(j) A MEMBER OF THE LOCAL CHAPTER OF AN INTERNATIONAL DYSLEXIA ASSOCIATION,".

Page 7, strike lines 23 through 25 and substitute:
"(4) THE WORKING GROUP SHALL SUBMIT A PROGRESS REPORT TO THE COMMISSIONER BY DECEMBER 31, 2019, WHICH MUST INCLUDE A SUMMARY OF THE PROGRESS THE WORKING GROUP IS MAKING REGARDING THE ITEMS DESCRIBED IN SUBSECTION (2) OF THIS SECTION AND MAY
INCLUDE PRELIMINARY POLICY RECOMMENDATIONS. BY JULY 1, 2020, AND BY JULY 1 EACH YEAR THEREAFTER, THE WORKING GROUP SHALL SUBMIT TO THE COMMISSIONER A REPORT OF ITS POLICY RECOMMENDATIONS WITH REGARD TO THE ITEMS DESCRIBED IN SUBSECTION (2) OF THIS SECTION. ON OR BEFORE FEBRUARY 2, 2021, AND ".

Page 8, strike lines 9 through 16.

Page 8, line 17, strike "22-20.5-105." and substitute "22-20.5-104.".

Page 8, line 20, strike "DIAGNOSTIC" and substitute "IDENTIFICATION".

Page 9, line 23, strike "DIAGNOSTIC" and substitute "IDENTIFICATION".

Page 10, line 3, strike "2022-23" and substitute "2021-22".

Page 10, line 14, strike "2023," and substitute "2022,"

Page 10, line 22, strike "2024." and substitute "2023.".

HB19-1178 be referred to the Committee of the Whole with favorable recommendation.

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

HB19-1163 be postponed indefinitely.

FINANCE
After consideration on the merits, the Committee recommends the following:

SB19-105 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1064 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
1 Amend printed bill, page 5, line 12, strike "(13.5)(a) introductory portion," and substitute "(12)(g), (12)(g.5),".

Page 6, after line 2 insert:

"(12) Unless a victim requests otherwise, the district attorney shall inform each victim of the following:

(g) The right to receive information from correctional officials concerning the imprisonment and release of a person convicted of a crime against the victim pursuant to subsection (14) of this section; including how the victim may request notification from correctional facilities;

(g.5) The right to receive information from the state mental health hospital concerning the custody and release of an offender who was ordered by a court into the hospital's custody pursuant to subsection (14.2) of this section; including how the victim may request notification from the hospital;".

Page 6, strike lines 3 through 6.

Page 6, line 23, strike "corrections," and substitute "corrections SERVICES,".

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

SB19-068 be referred to the Committee of the Whole with favorable recommendation.

________________________

PRINTING REPORT
The Chief Clerk reports the following bill has been correctly printed:

HB19-1216.

________________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS
The Speaker has signed: HB19-1012, 1020, 1059, 1136; SB19-024.

________________________

DELIVERY OF BILLS TO GOVERNOR
The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1012, 1020, 1059, 1066, 1070, 1109, 1136 at 2:38 p.m. on March 1, 2019.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith:

HB19-1063 and 1042.

The Senate has concurred in House Amendments to SB19-043 and the
Bill has been repassed as amended.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 1st day of March, 2019, at
9:35 a.m. The original is on file in the records of the House of
Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Thursday, February 28, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the
State of Colorado, I have the honor to inform you that I have approved
and filed with the Secretary of State the following Acts:

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
<th>Date Approved</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB19-1011</td>
<td>Scope of Manufactured Home Sales Tax Exemption</td>
<td>Thursday, February 28, 2019 3:31 p.m.</td>
</tr>
<tr>
<td>HB19-1014</td>
<td>Retail Food Establishment Inspection and Suspension</td>
<td>Thursday, February 28, 2019 3:41 p.m.</td>
</tr>
<tr>
<td>HB19-1036</td>
<td>Annual Stipends For Certified School Professionals</td>
<td>Thursday, February 28, 2019 3:18 p.m.</td>
</tr>
<tr>
<td>HB19-1060</td>
<td>Repeal CDPHE Facility Life Safety Statutes</td>
<td>Thursday, February 28, 2019 3:35 p.m.</td>
</tr>
</tbody>
</table>

Sincerely,
(signed)
Jared Polis
Governor
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 4, retaining place on Calendar:

- Consideration of Third Reading--HB19-1153, SB19-019, 029, HB19-1185, 1037.
- Consideration of Senate Amendment(s)--HB19-1033, 1034, 1029, 1082, 1077, 1044.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., March 4, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Hannah Monroe, Colorado Christian University, Lakewood.

The roll was called with the following result:

Present--59.

Excused--Representative(s) Lewis, McKean, Michaelson Jenet, Titone, Williams--5.

Vacancy--1.

Present after roll call--Representative(s) Lewis, McKean Michaelson Jenet, Williams.

The Speaker declared a quorum present.

On motion of Representative Geitner, the reading of the journal of March 1, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1153 by Representative(s) McCluskie and Wilson, Roberts; also Senator(s) Donovan and Rankin--Concerning measures to enable local district colleges to serve more students.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES 63</th>
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<td>Y Saine</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y Larson</td>
<td>Y Sandridge</td>
</tr>
<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y Lewis</td>
<td>Y Singer</td>
</tr>
</tbody>
</table>
SB19-019 by Senator(s) Fields; also Representative(s) Gray, Hooton--Concerning the power of a county to restrict the use of fireworks during the period between May 31 and July 5 of any year.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>23</th>
<th>EXCUSED</th>
<th>ABSENT</th>
<th>VACANCY</th>
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<td>0</td>
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</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Arndt, Bird, Cutter, Esgar, Exum, Hansen, Herod, Kipp, McLachlan, Sirota, Snyder, Sullivan, Speaker

SB19-029 by Senator(s) Crowder; also Representative(s) Landgraf
and Sullivan--Concerning the Colorado income tax liability of an individual in active duty military service.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
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Arndt Y Exum Y Landgraf Y Saine Y
Baisley Y Froelich Y Larson Y Sandridge Y
Beckman Y Galindo Y Lewis Y Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck Y Gray Y McKean Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone E
Caraveo Y Hooton Y Michaelson Jenet Y District 57 V
Carver Y Humphrey Y Mullica Y Valdez A. Y
Catlin Y Jackson Y Neville Y Valdez D. Y
Coleman Y Jaquez Lewis Y Pelton Y Van Winkle Y
Cutter Y Kennedy Y Ransom Y Weissman Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buentello, Carver, Cutter, Duran, Esgar, Exum, Galindo, Garnett, Gray, Herod, Jackson, Kennedy, Kipp, Kraft-Tharp, Liston, Melton, Michaelson Jenet, Mullica, Snyder, Soper, Tipper, Valdez A., Valdez D., Van Winkle, Wilson

HB19-1185 by Representative(s) Benavidez; also Senator(s) Gonzales--Concerning the establishment of a new state holiday in place of Columbus day.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Baisley N Froelich Y Larson N Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello N Herod Y Melton Y Titone E
Caraveo Y Hooton Y Michaelson Jenet Y District 57 V
Carver N Humphrey N Mullica Y Valdez A. Y
Catlin N Jackson Y Neville N Valdez D. N
Coleman Y Jaquez Lewis Y Pelton N Van Winkle N
Cutter Y Kennedy Y Ransom Y Weissman Y
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp N Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Buckner, Duran, Galindo, Gonzales-Gutierrez, Herod, Hooton, Kennedy, Melton, Singer, Sirota, Weissman.
HB19-1037 by Representative(s) Hansen and Esgar; also Senator(s) Donovan--Concerning energy asset management, and, in connection therewith, authorizing the issuance of low-cost ratepayer-backed bonds and creating the Colorado energy impact assistance authority to mitigate the impacts of power plant retirements on Colorado workers and communities.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Cutter, Exum, Froelich, Galindo, Garner, Herod, Hooton, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McLaughlan, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Valdez A., Weissman

HB19-1131 by Representative(s) Jaquez Lewis; also Senator(s) Winter--Concerning a requirement to share the wholesale acquisition cost of a drug when sharing information concerning the drug with another party.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
HB19-1004 by Representative(s) Roberts and Catlin; also Senator(s) Donovan--Concerning a proposal for implementing a competitive state option for more affordable health care coverage in Colorado, and, in connection therewith, requesting authorization to use existing federal money for the proposed state option and taking other actions toward the implementation of the state option, and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Froelich, Galindo, Garnett, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Tipper, Valdez A., Valdez D., Weissman, Speaker

SB19-071 by Senator(s) Fields; also Representative(s) Roberts-- Concerning expanding the admission of out-of-court statements of a child.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<th>NO</th>
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Carver, Froelich, Galindo, Gonzales-Gutierrez, Gray, Jackson, Sandridge, Snyder, Soper, Tipper, Valdez D.

HB19-1177 by Representative(s) Sullivan and Garnett; also Senator(s) Court and Pettersen--Concerning creation of an extreme risk protection order, and in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE
BILLS (RESOLUTIONS)

HB19-1033 by Representative(s) Tipper and Kennedy; also Senator(s) Fields and Priola--Concerning a local government's authority to regulate products containing nicotine.

(Amended as printed in Senate Journal, February 25, 2019.)

Representative Kennedy moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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<tr>
<td>Esgar Y</td>
<td>Kraft-Tharp N</td>
<td>Roberts Y</td>
<td>Wilson Y</td>
<td>Speaker Y</td>
</tr>
</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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<td>Sirota E</td>
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<td>Kipp Y</td>
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<td>Esgar Y</td>
<td>Kraft-Tharp N</td>
<td>Roberts Y</td>
<td>Wilson Y</td>
<td>Speaker Y</td>
</tr>
</tbody>
</table>
HB19-1034 by Representative(s) Sullivan and Esgar; also Senator(s) Danielson--Concerning a requirement that a common
carrier engaged in the transportation of property by
railroad have at least two crew members aboard a freight
train while the freight train is moving.

(Amended as printed in Senate Journal, February 25, 2019.)

Representative Esgar moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<th>EXCUSED</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>39</td>
<td>23</td>
<td>2</td>
<td>0</td>
<td>1</td>
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</tbody>
</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>39</td>
<td>23</td>
<td>2</td>
<td>0</td>
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</table>
HB19-1029 by Representative(s) Arndt; also Senator(s) Crowder--Concerning the Republican river water conservation district, and, in connection therewith, expanding the boundaries of the district and adjusting the meeting schedule of the district's board of directors.

(Amended as printed in Senate Journal, February 12, 2019.)

Representative Arndt moved that the House not concur in Senate amendments and that a Conference Committee be appointed. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<td>44</td>
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</table>

The Speaker appointed Representatives Arndt, Chairman, Roberts and Catlin as House Conferees to the bill.

HB19-1082 by Representative(s) Catlin and Valdez D.; also Senator(s) Coram--Concerning the rights of a water rights easement holder.

(Amended as printed in Senate Journal, February 21, 2019.)

Representative Catlin moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

<table>
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<td>Y</td>
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<td>Y</td>
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<td>Gonzales-Gutierrez</td>
<td>Y</td>
<td>McCluskie</td>
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<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>Y</td>
<td>McKean</td>
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<td>McLachlan</td>
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<td>Hooton</td>
<td>Y</td>
<td>Michaelson Jenet</td>
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<td>Rich</td>
</tr>
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<td>Kraft-Tharp</td>
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<td>Roberts</td>
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<tr>
<td>Speaker</td>
<td>Y</td>
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</table>

Co-sponsor(s) added: Representative(s) Gray, Hooton, Snyder

**HB19-1077** by Representative(s) Roberts; also Senator(s) Tate and Pettersen--Concerning authorization for a pharmacist to dispense a chronic maintenance drug to a patient without a current prescription in limited circumstances.

(Amended as printed in House Journal, February 26, 2019.)

Representative Roberts moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

HB19-1044 by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Todd and Coram--Concerning advance behavioral health orders determining the scope of treatment an adult wishes to receive under certain behavioral health circumstances.

(Amended as printed in Senate Journal, February 27, 2019.)

Representative Landgraf moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

Co-sponsor(s) added: Representative(s) Beckman, Bird, Buck, Catlin, Esgar, Froelich, Garnett, Geitner, Hansen, Hooton, Humphrey, Jackson, McCluskie, McLachlan, Neville, Pelton, Roberts, Valdez A., Van Winkle, Weissman

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**APPOINTMENT(S)**

The Speaker announced the following temporary committee appointment(s) for March 4, 2019 only:

**Rural Affairs and Agriculture**
Representative Mullica to replace Representative Titone

________________________
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 5, retaining place on Calendar:


_______________

House in recess.  House reconvened.

_______________

REPORT(S) OF COMMITTEE(S) OF REFERENCE

PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

HB19-1102  be postponed indefinitely.

HB19-1120  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1.  Legislative declaration.  (1) The general assembly finds that:

(a) The federal centers for disease control and prevention found suicide to be the tenth leading cause of death for all ages in 2017 and is currently the leading cause of death for Colorado youth who are ten through fourteen years of age;

(b) According to the Colorado Health Institute, Colorado has the tenth highest suicide rate in the nation, and rates of suicide in the eastern plains of Colorado doubled from 2016 to 2017;

(c) According to the national institute of mental health, approximately twenty-one-point-four percent of youth who are eight through fifteen years of age experience a severe mental health disorder;

(d) According to the American Association of Suicidology, the suicide rate for youth who are ten through fourteen years of age has increased by more than fifty percent over the past three decades; and

(e) Youth who are ten through fourteen years of age often avoid obtaining, or are legally unable to obtain without parental consent, outpatient psychotherapy services that would help them prior to reaching crisis levels because they are embarrassed or concerned about speaking with their parent or legal guardian about their mental health concerns and situations.

(2) The general assembly therefore declares that it is a matter of statewide concern to allow youth who are twelve years of age or older to have legal access to outpatient psychotherapy services that might otherwise be unavailable without the consent of or notification to the
youth's parent or legal guardian. Providing these youth with access to outpatient psychotherapy services is intended to reduce youth suicides and allow registered psychotherapists and licensed social workers to work with youth to teach them functional coping skills. Mental health professionals would have further opportunity to help these youth build healthy connections with parents or legal guardians by increasing communication and strengthening the bond between parent and child, thus building an ongoing nonclinical support system for youth to use to manage their mental health concerns.

SECTION 2. In Colorado Revised Statutes, 12-43-201, amend (9)(a) as follows:

12-43-201. Definitions. As used in this article 43, unless the context otherwise requires:

(9) (a) "Psychotherapy", OR "PSYCHOTHERAPY SERVICES", means the treatment, diagnosis, testing, assessment, or counseling in a professional relationship to assist individuals or groups to alleviate behavioral and mental health disorders; understand unconscious or conscious motivation; resolve emotional, relationship, or attitudinal conflicts; or modify behaviors that interfere with effective emotional, social, or intellectual functioning. Psychotherapy follows a planned procedure of intervention that takes place on a regular basis, over a period of time, or in the cases of testing, assessment, and brief psychotherapy, psychotherapy can be a single intervention.

SECTION 3. In Colorado Revised Statutes, add 12-43-202.5 as follows:

12-43-202.5. Minors - consent for outpatient psychotherapy services - immunity - definition. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "MENTAL HEALTH PROFESSIONAL" INCLUDES A PROFESSIONAL PERSON AS DEFINED IN SECTION 27-65-102 (17); A MENTAL HEALTH PROFESSIONAL LICENSED PURSUANT TO PART 3, 4, 5, 6, OR 8 OF THIS ARTICLE 43; OR A SCHOOL SOCIAL WORKER LICENSED BY THE DEPARTMENT OF EDUCATION.

(2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION MAY PROVIDE PSYCHOTHERAPY SERVICES, AS DEFINED IN SECTION 12-43-201 (9)(a), TO A MINOR WHO IS TWELVE YEARS OF AGE OR OLDER, WITH OR WITHOUT THE CONSENT OF THE MINOR'S PARENT OR LEGAL GUARDIAN, IF THE MENTAL HEALTH PROFESSIONAL DETERMINES THAT:

(a) THE MINOR IS KNOWINGLY AND VOLUNTARILY SEEKING SUCH SERVICES; AND

(b) THE PROVISION OF PSYCHOTHERAPY SERVICES IS CLINICALLY INDICATED AND NECESSARY TO THE MINOR'S WELL-BEING.

(3) (a) THE MENTAL HEALTH PROFESSIONAL MAY NOTIFY THE MINOR'S PARENT OR LEGAL GUARDIAN OF THE PSYCHOTHERAPY SERVICES GIVEN OR NEEDED, WITH THE MINOR'S CONSENT, OR, WITH THE CONSENT OF THE INDIVIDUAL WHO A COURT HAS ORDERED HOLDS THE MINOR'S THERAPEUTIC PRIVILEGE, UNLESS NOTIFYING THE PARENT OR LEGAL GUARDIAN WOULD BE INAPPROPRIATE OR DETRIMENTAL TO THE MINOR'S CARE AND TREATMENT.

(b) THE MENTAL HEALTH PROFESSIONAL SHALL ENGAGE THE MINOR IN A DISCUSSION ABOUT THE IMPORTANCE OF INVOLVING AND NOTIFYING THE MINOR'S PARENT OR LEGAL GUARDIAN AND SHALL ENCOURAGE SUCH NOTIFICATION TO HELP SUPPORT THE MINOR'S CARE AND TREATMENT.

(c) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (3)(a) OF
THIS SECTION, A MENTAL HEALTH PROFESSIONAL MAY NOTIFY THE MINOR’S PARENT OR LEGAL GUARDIAN OF THE PSYCHOTHERAPY SERVICES GIVEN OR NEEDED, WITHOUT THE MINOR’S CONSENT, IF IN THE PROFESSIONAL OPINION OF THE MENTAL HEALTH PROFESSIONAL, THE MINOR IS UNABLE TO MANAGE THE MINOR’S CARE OR TREATMENT.

(4) A MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION SHALL FULLY DOCUMENT WHEN THE MENTAL HEALTH PROFESSIONAL ATTEMPTS TO CONTACT OR NOTIFY THE MINOR’S PARENT OR LEGAL GUARDIAN, AND WHETHER THE ATTEMPT WAS SUCCESSFUL OR UNSUCCESSFUL, OR THE REASON WHY, IN THE MENTAL HEALTH PROFESSIONAL’S OPINION, IT WOULD BE INAPPROPRIATE TO CONTACT OR NOTIFY THE MINOR’S PARENT OR LEGAL GUARDIAN. DOCUMENTATION MUST BE INCLUDED IN THE MINOR’S CLINICAL RECORD, ALONG WITH A WRITTEN STATEMENT SIGNED BY THE MINOR INDICATING THAT THE MINOR IS VOLUNTARILY SEEKING PSYCHOTHERAPY SERVICES.

(5) PSYCHOTHERAPY SERVICES MUST BE PROVIDED IN A CULTURALLY APPROPRIATE MANNER. WRITTEN AND ORAL INSTRUCTION, TRAINING OF PROVIDERS AND STAFF, AND THE OVERALL PROVISION OF SERVICES MUST BE CULTURALLY APPROPRIATE AND PROVIDED IN A MANNER AND FORMAT TO SUPPORT INDIVIDUALS WITH LIMITED ENGLISH PROFICIENCY OR CHALLENGES WITH ACCESSIBILITY RELATED TO A DISABILITY AND WITH RESPECT FOR DIVERSE BACKGROUNDS, INCLUDING INDIVIDUALS WITH DIFFERENT CULTURAL ORIGINS AND INDIVIDUALS WHO ARE LESBIAN, GAY, BISEXUAL, OR TRANSGENDER.

(6) AS USED IN THIS SECTION, PSYCHOTHERAPY SERVICES DO NOT INCLUDE INPATIENT PSYCHOTHERAPY SERVICES. PSYCHOTROPIC MEDICATION MAY NOT BE PRESCRIBED TO A MINOR WHO IS FOURTEEN YEARS OF AGE OR YOUNGER WITHOUT PARENTAL CONSENT.

(7) IF A MINOR WHO IS RECEIVING PSYCHOTHERAPY SERVICES PURSUANT TO THIS SECTION COMMUNICATES A CLEAR AND IMMINENT INTENT OR THREAT TO INFlict SERIOUS BODILY HARM ON THEMSELVES OR OTHERS, THE MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION IS SUBJECT TO THE NOTIFICATION PROVISIONS OF SECTION 13-21-117 (2).

(8) IF A MINOR WHO IS RECEIVING PSYCHOTHERAPY SERVICES PURSUANT TO THIS SECTION COMMUNICATES AN INTENT TO COMMIT SUICIDE, THE MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION SHALL NOTIFY THE MINOR’S PARENT OR LEGAL GUARDIAN OF SUCH SUICIDIOLOGY.

SECTION 4. In Colorado Revised Statutes, add 22-2-127.9 as follows:

22-2-127.9. Mental health education literacy - resource bank - technical assistance. (1) The department, with assistance from the office of suicide prevention created pursuant to section 25-1.5-101 (1)(w)(I), the Colorado youth advisory council created pursuant to section 2-2-1302, and the suicide prevention commission created pursuant to section 25-1.5-111, shall create and maintain a resource bank of evidence-based, research-based, and promising program materials and curricula pertaining to mental health, which materials and curricula may be used in elementary and secondary schools in the state. The resource bank and curricula must be youth-friendly, culturally sensitive, and available in both English and Spanish. In creating the resource bank and curricula, the department may provide internet links to resources and materials pertaining to mental
HEALTH AVAILABLE FROM OTHER ENTITIES THAT THE DEPARTMENT FINDS RELIABLE. ADDITIONALLY, THE DEPARTMENT SHALL SOLICIT INPUT FROM PERSONS, INCLUDING YOUTH, WITHIN AND OUTSIDE OF THE MENTAL HEALTH PROFESSION, INCLUDING BOTH COMMUNITY AND SCHOOL MENTAL HEALTH PROFESSIONALS. SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL SOLICIT REQUESTS FOR INFORMATION AND MAY CONTRACT FOR:

(a) THE ORGANIZATION AND ENHANCEMENT OF THE RESOURCE BANK, INCLUDING MATERIALS ON THE PREVENTION OF SUICIDE AND EDUCATION ON MENTAL HEALTH;

(b) THE DEVELOPMENT OF MENTAL HEALTH CURRICULA FOR SCHOOLS AND PROVIDING SUCH CURRICULA TO SCHOOLS; AND

(c) TRAINING FOR EDUCATORS AND SCHOOL STAFF CONCERNING MENTAL HEALTH.

(2) ON AND AFTER JULY 1, 2020, THE DEPARTMENT SHALL MAKE MATERIAL IN THE RESOURCE BANK AVAILABLE WITHOUT CHARGE TO SCHOOL DISTRICTS, CHARTER SCHOOLS, INSTITUTE CHARTER SCHOOLS, BOARDS OF COOPERATIVE SERVICES, PROFESSIONAL EDUCATORS, PARENTS OR GUARDIANS OF YOUTH, STUDENTS, AND COMMUNITY PROVIDERS. AT THE REQUEST OF A SCHOOL DISTRICT, CHARTER SCHOOL, INSTITUTE CHARTER SCHOOL, OR BOARD OF COOPERATIVE SERVICES, THE DEPARTMENT SHALL PROVIDE TECHNICAL ASSISTANCE TO THE SCHOOL DISTRICT, CHARTER SCHOOL, INSTITUTE CHARTER SCHOOL, OR BOARD OF COOPERATIVE SERVICES IN DESIGNING AGE-APPROPRIATE CURRICULA PERTAINING TO MENTAL HEALTH.

(3) THE MATERIALS AND RESOURCES AVAILABLE TO STUDENTS MUST BE DEVELOPED AND UPDATED WITH INPUT FROM YOUTH.

(4) SCHOOL DISTRICTS, CHARTER SCHOOLS, INSTITUTE CHARTER SCHOOLS, AND BOARDS OF COOPERATIVE SERVICES ARE ENCOURAGED TO REPORT TO THE DEPARTMENT ON THE EFFECTIVENESS OF THE RESOURCE BANK AND CURRICULA AND TO RECOMMEND CHANGES TO IMPROVE THE RESOURCE BANK OR CURRICULA. THE DEPARTMENT IS ENCOURAGED TO UPDATE THE RESOURCE BANK AND CURRICULA BASED ON RECOMMENDATIONS FROM SCHOOL DISTRICTS, CHARTER SCHOOLS, INSTITUTE CHARTER SCHOOLS, BOARDS OF COOPERATIVE SERVICES, PROFESSIONAL EDUCATORS, PARENTS OR GUARDIANS OF YOUTH, STUDENTS, AND COMMUNITY PROVIDERS.

SECTION 5. In Colorado Revised Statutes, 22-7-1005, add (2.3) as follows:

22-7-1005. Preschool through elementary and secondary education - aligned standards - adoption - revisions. (2.3) ON OR BEFORE JULY 1, 2020, THE STATE BOARD SHALL ADOPT STANDARDS THAT IDENTIFY THE KNOWLEDGE AND SKILLS THAT AN ELEMENTARY THROUGH SECONDARY EDUCATION STUDENT SHOULD ACQUIRE RELATED TO MENTAL HEALTH, INCLUDING SUICIDE PREVENTION. WHEN THE STATE BOARD IS ADOPTING STANDARDS, THE STATE BOARD SHALL TAKE INTO ACCOUNT WHAT LOCAL EDUCATION PROVIDERS ARE CURRENTLY TEACHING WITH REGARD TO MENTAL HEALTH.

SECTION 6. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-245-202 (14)(a) as follows:

12-245-202. Definitions. As used in this article 245, unless the context otherwise requires:

(14) (a) "Psychotherapy" or "PSYCHOTHERAPY SERVICES" means the treatment, diagnosis, testing, assessment, or counseling in a professional relationship to assist individuals or groups to alleviate
behavioral and mental health disorders, understand unconscious or conscious motivation, resolve emotional, relationship, or attitudinal conflicts, or modify behaviors that interfere with effective emotional, social, or intellectual functioning. Psychotherapy follows a planned procedure of intervention that takes place on a regular basis, over a period of time, or in the cases of testing, assessment, and brief psychotherapy, psychotherapy can be a single intervention.

SECTION 7. In Colorado Revised Statutes, add to article 245 as relocated by House Bill 19-1172 12-245-203.5 as follows:

12-245-203.5. Minors - consent for outpatient psychotherapy services - immunity - definition. (1) As used in this section, unless the context otherwise requires, "MENTAL HEALTH PROFESSIONAL" includes a professional person as defined in section 27-65-102 (17); a mental health professional licensed pursuant to part 3, 4, 5, 6, or 8 of this article 245; or a school social worker licensed by the department of education.

(2) Notwithstanding any other provision of law, a mental health professional described in subsection (1) of this section may provide psychotherapy services, as defined in section 12-245-202 (14)(a), to a minor who is twelve years of age or older, with or without the consent of the minor's parent or legal guardian, if the mental health professional determines that:

(a) The minor is knowingly and voluntarily seeking such services; and

(b) The provision of psychotherapy services is clinically indicated and necessary to the minor's well-being.

(3) (a) The mental health professional may notify the minor's parent or legal guardian of the psychotherapy services given or needed, with the minor's consent, unless notifying the parent or legal guardian would be inappropriate or detrimental to the minor's care and treatment.

(b) The mental health professional shall engage the minor in a discussion about the importance of involving and notifying the minor's parent or legal guardian and shall encourage such notification to help support the minor's care and treatment.

(c) Notwithstanding the provisions of subsection (3)(a) of this section, a mental health professional may notify the minor's parent or legal guardian of the psychotherapy services given or needed, without the minor's consent, if in the professional opinion of the mental health professional, the minor is unable to manage the minor's care or treatment.

(4) A mental health professional described in subsection (1) of this section shall fully document when the mental health professional attempts to contact or notify the minor's parent or legal guardian, and whether the attempt was successful or unsuccessful, or the reason why, in the mental health professional's opinion, it would be inappropriate to contact or notify the minor's parent or legal guardian. Documentation must be included in the minor's clinical record, along with a written statement signed by the minor indicating that the minor is voluntarily seeking psychotherapy services.

(5) Psychotherapy services must be provided in a culturally appropriate manner. Written and oral instruction, training of providers and staff, and the overall provision of
SERVICES MUST BE CULTURALLY APPROPRIATE AND PROVIDED IN A MANNER AND FORMAT TO SUPPORT INDIVIDUALS WITH LIMITED ENGLISH PROFICIENCY OR CHALLENGES WITH ACCESSIBILITY RELATED TO A DISABILITY AND WITH RESPECT FOR DIVERSE BACKGROUNDS, INCLUDING INDIVIDUALS WITH DIFFERENT CULTURAL ORIGINS AND INDIVIDUALS WHO ARE LESBIAN, GAY, BISEXUAL, OR TRANSGENDER.

(6) AS USED IN THIS SECTION, PSYCHOTHERAPY SERVICES DO NOT INCLUDE INPATIENT PSYCHOTHERAPY SERVICES. PSYCHOTROPIC MEDICATION MAY NOT BE PRESCRIBED TO A MINOR WHO IS FOURTEEN YEARS OF AGE OR YOUNGER WITHOUT PARENTAL CONSENT.

(7) IF A MINOR WHO IS RECEIVING PSYCHOTHERAPY SERVICES PURSUANT TO THIS SECTION COMMUNICATES A CLEAR AND IMMINENT INTENT OR THREAT TO INFLECT SERIOUS BODILY HARM ON THEMSELVES OR OTHERS, THE MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION IS SUBJECT TO THE NOTIFICATION PROVISIONS OF SECTION 13-21-117 (2).

(8) IF A MINOR WHO IS RECEIVING PSYCHOTHERAPY SERVICES PURSUANT TO SUBSECTIONS (2) AND (3) OF THIS SECTION COMMUNICATES AN INTENT TO COMMIT SUICIDE, THE MENTAL HEALTH PROFESSIONAL DESCRIBED IN SUBSECTION (1) OF THIS SECTION SHALL NOTIFY THE MINOR'S PARENT OR LEGAL GUARDIAN OF SUCH SUICIDIOLOGY.

SECTION 8. Effective date. This act takes effect upon passage; except that sections 6 and 7 of this act take effect only if House Bill 19-1172 becomes law, in which case sections 6 and 7 take effect on October 1, 2019.

SECTION 9. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

HB19-1169 be postponed indefinitely.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on SB19-128

This Report Amends the Reengrossed Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB19-128, concerning adjustments to appropriations in the 2018-19 fiscal year for state share of total program funding for school finance, and, in connection therewith, making and reducing appropriations, has met and reports that it has agreed upon the following:

1. That the House recede from its amendments made to the bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:
Amend reengrossed bill, page 3, strike line 11 and substitute:

"22-54-104. District total program - definitions. (5) For purposes of the formulas used in this section:
   (g) (I) For".

Strike pages 5 through 8 and substitute:
"SECTION 4. Appropriation to the department of education for the fiscal year beginning July 1, 2018. In Session Laws of Colorado 2018, section 2 of chapter 424, (HB 18-1322), amend Part III (2)(A) and footnote 4, as footnote 4 is amended by section 11 of chapter 250, (HB18-1379), Session Laws of Colorado 2018, as follows:

Section 2. Appropriation.

PART III
DEPARTMENT OF EDUCATION

(2) ASSISTANCE TO PUBLIC SCHOOLS

(A) Public School Finance

<table>
<thead>
<tr>
<th>Item</th>
<th>Total</th>
<th>General Fund</th>
<th>General Fund Exempt</th>
<th>Cash Funds</th>
<th>Reappropriated Funds</th>
<th>Federal Funds</th>
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<td>State Share of Districts'</td>
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<tr>
<td>Total Program Funding</td>
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<td>793,100,000d</td>
<td>523,676,204e</td>
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1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19
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<tr>
<th>ITEM &amp; SUBTOTAL</th>
<th>TOTAL</th>
<th>GENERAL FUND</th>
<th>GENERAL FUND EXEMPT</th>
<th>CASH FUNDS</th>
<th>REAPPROPRIATED FUNDS</th>
<th>FEDERAL FUNDS</th>
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<tbody>
<tr>
<td></td>
<td></td>
<td>$</td>
<td>$</td>
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<tr>
<td>1 District Per Pupil</td>
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<tr>
<td>2 Reimbursements for</td>
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<tr>
<td>3 Juveniles Held in Jail</td>
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<td>10,000</td>
<td></td>
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<td>10,000&lt;sup&gt;f&lt;/sup&gt;</td>
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<tr>
<td>4 At-risk Supplemental Aid</td>
<td></td>
<td>5,094,358</td>
<td></td>
<td></td>
<td>5,094,358&lt;sup&gt;g&lt;/sup&gt;</td>
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<tr>
<td>5 At-risk Per Pupil Additional</td>
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<td>6 Funding</td>
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<td><strong>4,407,818,913</strong></td>
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<td>4,330,216,423</td>
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</table>

<sup>a</sup> This amount shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.

<sup>b</sup> This amount shall be transferred from the State Share of Districts' Total Program Funding line item appropriation in the Assistance to Public Schools section of this department.

<sup>c</sup> This amount shall be from the Financial Reporting Fund created in Section 24-44-105 (6)(a), C.R.S.

<sup>d</sup> This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

<sup>e</sup> Of this amount, $411,729,424 $398,829,299 shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution and $111,946,777 shall be from the State Public School Fund created in Section 22-54-114 (1), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution. Of the amount appropriated from the State Public School Fund, $47,231,460 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Sections 22-54-114 (1) and 34-63-102, C.R.S., $56,317,799 is estimated to be from State Public School Fund reserves, and $8,397,518 is estimated to be from interest and income earned on the investment of money in the Public School Fund that is credited to the State Public School Fund pursuant to Section 22-41-102 (3)(f), C.R.S.

<sup>f</sup> These amounts shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.
1. *These amounts shall be from the State Public School Fund created in Section 22-54-114(1), C.R.S., from interest and income earned on the investment of money in the Public
2. School Fund that is credited to the State Public School Fund pursuant to Section 22-41-102(3)(f), C.R.S.
3. **TOTALS PART III**

<table>
<thead>
<tr>
<th>ITEM &amp; SUBTOTAL</th>
<th>TOTAL</th>
<th>GENERAL FUND</th>
<th>GENERAL FUND EXEMPT</th>
<th>CASH FUNDS</th>
<th>REAPPROPRIATED FUNDS</th>
<th>FEDERAL FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$</td>
<td>$</td>
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<td>$</td>
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</table>

4. **(EDUCATION)**

<table>
<thead>
<tr>
<th>ITEM &amp; SUBTOTAL</th>
<th>TOTAL</th>
<th>GENERAL FUND</th>
<th>GENERAL FUND EXEMPT</th>
<th>CASH FUNDS</th>
<th>REAPPROPRIATED FUNDS</th>
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<tbody>
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<td>$5,760,800,014</td>
<td>$3,257,991,776</td>
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<td>$1,053,136,768</td>
<td>$39,385,509</td>
<td>$617,194,961</td>
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</table>

5. **FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

6. Of this amount, $4,046,629 contains an (I) notation.

7. Of this amount, $20,100,000 contains an (I) notation.

8. This amount contains an (I) notation.
on an estimated 500 FTE participants funded at a rate of $7,455 \$7,452 per FTE pursuant to Section 22-54-104 (4.7), C.R.S. ".

Respectfully submitted,

Senate Committee: House Committee:

(signed) (signed)
Dominic Moreno Chris Hansen
Bob Rankin Daneya Esgar
Rachel Zenzinger Kim Ransom

____________________

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-081, 111 and 113.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith:
HB19-1047, 1175, and 1084.

INTRODUCTION OF BILL(S)
First Reading

The following bill(s) was read by title and referred to the committee indicated:

HB19-1217 by Representative(s) Becker; also Senator(s) Court and Tate--Concerning the elimination of the two percent increase in the member contribution rate to the public employees' retirement association for members in the local government division of the association.

Committee on Finance

HB19-1218 by Representative(s) Roberts--Concerning the Colorado water conservation board's authority to use water that a water right owner voluntarily loans to the board for instream flow purposes.

Committee on Energy & Environment

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 5, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIYLN EDDINS,
Chief Clerk
Prayer by Father Marcus Fryer, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Brittany Rodrigue, Metropolitan State University, Denver.

The roll was called with the following result:

Present--60.
Excused--Representative(s) Beckman, McCluskie, Singer, Sirota--4.
Vacancy--1.
Present after roll call--Representative(s) Beckman, McCluskie, Singer, Sirota.

The Speaker declared a quorum present.

On motion of Representative Geitner, the reading of the journal of March 4, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

COMMUNICATIONS

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Jenny Flanagan, Deputy Secretary of State, certify that the attached is a true and exact copy of the Nomination by Vacancy Committee as filed in this office on February 5, 2019, by the Republican 57th House District Vacancy Committee, appointing Perry Will to fill the vacancy in the office of the Colorado State House, District 57, caused by the resignation of the honorable Bob Rankin.
In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this seventh day of February 2019.

(Signed)
Jenny Flanagan
Deputy Secretary of State

STATE OF COLORADO
DEPARTMENT OF STATE

UNITED STATES OF AMERICA ) SS. CERTIFICATE
STATE OF COLORADO )

I, Jenny Flanagan, Deputy Secretary of State, certify that the attached is a true and exact copy of the Acceptance of Nomination by Vacancy Committee as filed in this office on February 5, 2019 by Perry Will, accepting the appointment of the Republican 57th House District Vacancy Committee to fill the vacancy in the office of the Colorado State House, District 57, caused by the resignation of the honorable Bob Rankin.

In testimony whereof, I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this seventh day of February 2019.

(Signed)
Jenny Flanagan
Deputy Secretary of State

Representative Garnett, moved that the Committee on Credentials meet at the well

On request of Representative Garnett, the following report was read at length:

REPORT OF THE COMMITTEE ON CREDENTIALS

The Committee on Credentials has made examination and finds that the certificate of the Republican Vacancy Committee for the 57th Representative District, State of Colorado, naming Perry Will as certified by the Secretary of State of the state of Colorado, is a true, complete and authentic certificate. Perry Will is declared to truly possess the constitutional and statutory qualifications and is entitled to membership in this body, pursuant to law in such case made and provided.

(Signed)
Alec Garnett, Chairman
Chris Kennedy
Patrick Neville
Representative Garnett moved to adopt the report of the Committee on Credentials.

The report of the Committee on Credentials was adopted by viva voce vote.

On March 5, 2019, at 9:15 a.m., Perry Will, was sworn in as Representative for District 57. Speaker Becker administered the oath of office in the Chamber of the House of Representatives.

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CHANGES TO COMMITTEES

The following list of appointments was made:

Representative Buck is replacing Representative Ransom on the Committee on Education

Representative Will is replacing Representative Catlin on the Committee on Health & Insurance

Representative Catlin replacing Representative Buck on the Committee on Transportation & Local Government

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On motion of Representative Tipper, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

________________

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-032 by Senator(s) Scott; also Representative(s) McCluskie--Concerning the routing of hazardous materials being transported on the roadways of the state.

Laid over until March 6, retaining place on Calendar.

HB19-1201 by Representative(s) Kipp and Wilson; also Senator(s) Coram--Concerning the ability of a board of education of a school district to meet in executive session to discuss the district's strategy in conducting negotiations relating to certain employment-related agreements.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1180 by Representative(s) Geitner; also Senator(s) Gardner--Concerning the clarification of the definition of a police working horse for the purpose of cruelty to animals.

Amendment No. 1, by Representative(s) Benavidez.

Amend printed bill, page 2, strike line 14 and substitute "team AND HAS MET THE STANDARDS OF THE LAW ENFORCEMENT TEAM TO WORK IN SUCH CAPACITY."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1130 by Representative(s) Liston and Hooton, Beckman, Catlin, Landgraf, Larson, Soper; also Senator(s) Cooke and Fields, Gardner--Concerning a requirement that a person have a certification from the Colorado peace officer standards and training board in order to be eligible to serve as the elected sheriff of a county of the state.

Declared lost on Second Reading.

SB19-049 by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning increasing the statute of limitations for certain failure to report child sexual abuse crimes.

Amendment No. 1, Judiciary Report, dated February 26, 2019, and placed in member's bill file; Report also printed in House Journal, February 27, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1003 by Representative(s) Hansen, Valdez A.--Concerning community solar gardens.

Laid over until March 8, retaining place on Calendar.

HB19-1166 by Representative(s) Singer; also Senator(s) Zenzinger--Concerning name-based criminal history record checks, and, in connection therewith, requiring certain persons and entities to submit to a name-based criminal history record check as a condition of employment, appointment, registration, licensure, or certification.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1150 by Representative(s) Titone; also Senator(s) Danielson--
Concerning the recreation of the consumer insurance
council as an advisory body to the commissioner of
insurance.

Amendment No. 1, Health & Insurance Report, dated February 13, 2019,
and placed in member's bill file; Report also printed in House Journal,
February 14, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-009 by Senator(s) Todd, Coram; also Representative(s)
McLachlan and Wilson--Concerning providing financial
incentives for educators to work in rural areas.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-025 by Senator(s) Smallwood; also Representative(s) Hooton--
Concerning providing information to public school
students regarding laws that provide for the safe
abandonment of newborn children.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-035 by Senator(s) Court; also Representative(s) Benavidez--
Concerning enforcement measures available to the
department of revenue for the collection of delinquent
taxes.

Amendment No. 1, Appropriations Report, dated February 28, 2019, and
placed in member's bill file; Report also printed in House Journal,
February 28, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

HB19-1209 by Representative(s) Froelich and Valdez A.--Concerning
repealing aeronautical reporting requirements.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-046 by Senator(s) Tate, Moreno, Zenzinger; also
Representative(s) Arndt, Hooton, McKean--Concerning an
amendment to the definition of "appraisal management
company" to align with the definition in federal law.

Amendment No. 1, by Representative(s) Arndt.

Amend reengrossed bill, page 2, after line 17 insert:

"SECTION 3. In Colorado Revised Statutes, 12-10-602, amend
as relocated by House Bill 19-1172 (2)(a)(I) as follows:
12-10-602. Definitions. As used in this part 6, unless the context otherwise requires:

(2) (a) "Appraisal management company" or "AMC" means, in connection with valuing properties collateralizing mortgage loans or mortgages incorporated into a securitization, any external third party authorized either by a creditor in a consumer credit transaction secured by a consumer's principal dwelling that oversees an appraiser panel or by an underwriter of, or other principal in, the secondary mortgage markets that oversees an appraiser panel to:

(1) Recruit, select, and train appraisers;

SECTION 4. Effective date. This act takes effect upon passage; except that section 3 of this act takes effect only if House Bill 19-1172 becomes law, in which case section 3 takes effect on October 1, 2019."

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

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AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Liston moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting HB 19-1130, to show that HB 19-1130 passed.

The amendment was declared lost by the following roll call vote:

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<td>N</td>
<td>Liston</td>
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<td>Geitner</td>
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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Lost on Second Reading: HB19-1130.

Laid over until date indicated retaining place on Calendar:
SB19-032--March 6, 2019

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

<table>
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<tr>
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<tr>
<td>Bird Y</td>
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House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT

After consideration on the merits, the Committee recommends the following:

HB19-1188 be referred favorably to the Committee on Appropriations.

HB19-1198 be referred to the Committee of the Whole with favorable recommendation.

HB19-1199 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 4, line 11, strike "2022," and substitute "2020,"

Page 4, line 13, strike "AT THE TIME OF REGISTRATION OF EVERY" and substitute "WHEN THE OWNER OF AN"
Page 4, line 14, strike "AND".


Page 5, lines 2 and 3, strike "AT THE TIME OF REGISTRATION OF AN ELIGIBLE PLUG-IN ELECTRIC MOTOR VEHICLE, THE OWNER OF THE VEHICLE" and substitute "WHEN THE OWNER OF AN ELIGIBLE PLUG-IN ELECTRIC MOTOR VEHICLE PAYS THE OTHER FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL REGISTRATION OF THE VEHICLE, THE OWNER"

Page 6, strike lines 12 through 15 and substitute "ACCORDANCE WITH SECTION 42-3-304 (26)(a) may be operated".

Page 8, lines 26 and 27, strike "DEPARTMENT OF TRANSPORTATION" and substitute "HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE".

Page 9, line 1, strike "other" and substitute "other".

Page 9, lines 2 and 3, strike "HIGH-PERFORMANCE TRANSPORTATION".

Page 9, line 4, after "MONTHS" insert "FEDERAL OR".

Page 9, lines 5 and 6, strike "REQUIREMENTS, then the department of transportation or a local authority" and substitute "REQUIREMENTS OR THE ENTERPRISE WILL VIOLATE EXISTING LOAN COVENANTS, then the department or transportation or a local authority"

Page 9, line 7, strike "AND" and substitute "OR".

Page 10, line 6, strike "OR, FOR A".

Page 10, strike lines 7 through 9.

Page 10, line 10, strike "(2)(c.5)(I)(A),".

Page 11, line 2, after "THE" insert "OWNER OF THE".

Page 11, lines 3 and 4, strike "IS REGISTERED WITHOUT THE OWNER OF THE VEHICLE" and substitute "PAYS THE OTHER FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL REGISTRATION OF THE VEHICLE WITHOUT".

Page 11, line 6, strike "OR".

Page 11, lines 6 and 7, strike "THE VEHICLE IS REGISTERED BY" and after "NEW" insert "PAYS THE FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL REGISTRATION OF THE VEHICLE".

Page 11, lines 8 and 9, strike "BY ANY SUBSEQUENT OWNER FOR ITS FIRST, SECOND, OR THIRD REGISTRATION PERIOD" and substitute "WHEN ANY SUBSEQUENT OWNER PAYS THE FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL REGISTRATION OF THE VEHICLE FOR ITS
FOURTH REGISTRATION PERIOD,".

Page 11, line 10, after "AND" insert "THE VEHICLE".

Page 11, lines 13 and 14, strike "ON THE DATE OF THE FIRST" and substitute "WHEN THE OWNER OF THE VEHICLE TO WHICH THE STICKER OR DECAL IS AFFIXED FIRST PAYS THE FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL".

Page 11, line 16, strike "DEPARTMENT OF TRANSPORTATION" and substitute "HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE".

Page 12, line 3, strike "FEE TO BE PAID UPON THE REGISTRATION" and substitute "FEE, WHICH ACCESS FEE IS IMPOSED AS OF THE DATE ON WHICH THE OWNER OF THE VEHICLE APPLIES FOR INITIAL REGISTRATION OF THE VEHICLE IN THE STATE OR AS OF THE DATE ON WHICH THE DEPARTMENT OF REVENUE OR AN AUTHORIZED AGENT OF THE DEPARTMENT OF REVENUE TRANSMITS A REGISTRATION RENEWAL NOTICE TO THE OWNER OF THE VEHICLE, TO BE PAID TOGETHER WITH THE OTHER FEES AND SPECIFIC OWNERSHIP TAX REQUIRED FOR THE ANNUAL REGISTRATION".

Page 12, line 10, strike "ENTERPRISE:"

Page 12, strike lines 11 through 17.

Page 12, line 18, strike "(B) SHALL" and substitute "ENTERPRISE SHALL".

Page 12, line 20, strike "2022." and substitute "2020.".

Page 12, lines 25 and 26, strike "IN ITS FIRST, SECOND, OR THIRD YEAR OF SERVICE" and substitute "BEING REGISTERED FOR ITS FIRST, SECOND, OR THIRD REGISTRATION PERIOD".

Page 13, line 4, strike "ENTERPRISE," and substitute "ENTERPRISE AS OF THE DATE THAT THE TRANSPORTATION ENTERPRISE WOULD OTHERWISE IMPOSE AN EXPRESS LANE ACCESS FEE PURSUANT TO SUBSECTION (2)(c.5)(I) OF THIS SECTION,"

HB19-1204 be postponed indefinitely.

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1055 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Education Committee Report, dated February 7, 2019, page 1, line 15, strike "(b) FOR" and substitute "(b) (I) EXCEPT AS OTHERWISE
PROVIDED IN SUBSECTION (3)(b)(II) OF THIS SECTION, FOR".

Page 2, Education Committee Report, dated February 7, 2019, strike line 4 and substitute "43.7.

(II) IN ACCORDANCE WITH SECTION 22-43.7-110 (2)(d), THE EXPENDITURE OF MONEY FROM THE ASSISTANCE FUND FOR THE PURPOSE OF MAKING PAYMENTS DUE UNDER THE TERMS OF LEASE-PURCHASE AGREEMENTS ENTERED INTO BY THE STATE TREASURER ON BEHALF OF THE STATE AS AUTHORIZED BY SECTION 22-43.7-110 (2) IS SUBJECT TO THE GENERAL ASSEMBLY ANNUALLY APPROPRIATING THE MONEY FOR THAT PURPOSE.".

Page 3, printed bill, lines 24 and 25, strike "STUDENTS INCLUDED IN THE STATEWIDE FUNDED PUPIL COUNT" and substitute "PUPIL ENROLLMENT, AS DEFINED IN SECTION 22-54-103 (10), STATEWIDE REPRESENTED BY PUPILS".

HB19-1090 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 44-11-104, amend (1), (4), (12), (21), and (23); add (1.1), (1.2), (1.3), (1.4), (1.5), (1.6), (11.5), (19.2), (22.7), (23.5), (25.5), and (27); and repeal (20) as follows:

44-11-104. Definitions. As used in this article 11, unless the context otherwise requires:

(1) "Direct beneficial interest owner" means a person or closely held business entity that owns a share or shares of stock in a licensed medical marijuana business, including the officers, directors, managing members, or partners of the licensed medical marijuana business or closely held business entity, or a qualified limited passive investor "ACQUIRE" WHEN USED IN CONNECTION WITH THE ACQUISITION OF A SECURITY OF A MEDICAL MARIJUANA BUSINESS, MEANS OBTAINING OWNERSHIP, CONTROL, POWER TO VOTE, OR SOLE POWER OF DISPOSITION OF SECURITIES, DIRECTLY OR INDIRECTLY OR THROUGH ONE OR MORE TRANSACTIONS OR SUBSIDIARIES, THROUGH PURCHASE, ASSIGNMENT, TRANSFER, EXCHANGE, SUCCESSION, OR OTHER MEANS.

(1.1) "Acting in concert" means knowing participation in a joint activity or interdependent conscious parallel action toward a common goal, whether or not pursuant to an express agreement.

(1.2) "Affiliate" of, or person "affiliated with", a specified person means a person that directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the person specified.

(1.3) "Beneficial owner of", "beneficial ownership of", "beneficially owns a" security is determined in accordance with section 13(d) of the federal "Securities Exchange Act of 1934", as amended, and rule 13d-3 promulgated thereunder.

(1.4) "Control", "controls", "controlled", "controlling", "controlled by", and "under common control with", means the
POSSESSION, DIRECT OR INDIRECT, OF THE POWER TO DIRECT OR CAUSE
THE DIRECTION OF THE MANAGEMENT OR POLICIES OF A PERSON,
WHETHER THROUGH THE OWNERSHIP OF VOTING SECURITIES, BY
CONTRACT, OR OTHERWISE.

(1.5) "CONTROLLING BENEFICIAL OWNER" IS LIMITED TO A PERSON
THAT SATISFIES ONE OR MORE OF THE FOLLOWING CRITERIA:
(a) A NATURAL PERSON, AN ENTITY AS DEFINED IN SECTION
7-90-102 (20) THAT IS ORGANIZED UNDER THE LAWS OF AND FOR WHICH
ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED IN ONE OF THE STATES OR
TERRITORIES OF THE UNITED STATES OR DISTRICT OF COLUMBIA, A
PUBLICLY TRADED CORPORATION, OR A QUALIFIED PRIVATE FUND THAT
IS NOT OTHERWISE LICENSED AS A QUALIFIED INSTITUTIONAL INVESTOR:
(I) Acting alone or acting in concert, that owns or
ACQUIRES BENEFICIAL OWNERSHIP OF TEN PERCENT OR MORE OF THE
INTERESTS OF A MEDICAL MARIJUANA BUSINESS;
(II) THAT IS AN AFFILIATE THAT CONTROLS A MEDICAL
MARIJUANA BUSINESS AND INCLUDES, WITHOUT LIMITATION, ANY
EXECUTIVE OFFICER, MANAGER AS DEFINED IN SECTION 7-90-102 (35.7),
TRUSTEE, OR SIMILAR POSITION;
(III) THAT IS OTHERWISE IN A POSITION TO CONTROL THE MEDICAL
MARIJUANA BUSINESS EXCEPT AS AUTHORIZED IN SECTION 44-11-407;
(b) A QUALIFIED INSTITUTIONAL INVESTOR ACTING ALONE OR
ACTING IN CONCERT THAT OWNS OR ACQUIRES BENEFICIAL OWNERSHIP OF
THIRTY PERCENT OR MORE OF THE SECURITIES OF A MEDICAL MARIJUANA
BUSINESS.

(1.6) "EXECUTIVE OFFICER" MEANS THE PRESIDENT; ANY VICE
PRESIDENT IN CHARGE OF A PRINCIPAL BUSINESS UNIT, DIVISION, OR
FUNCTION; ANY OTHER OFFICER WHO PERFORMS A POLICY-MAKING
FUNCTION; OR ANY OTHER PERSON WHO PERFORMS SIMILAR
POLICY-MAKING FUNCTIONS.

(4) "Indirect beneficial interest owner" means a holder of a
permitted economic interest, a recipient of a commercially reasonable
royalty associated with the use of intellectual property by a licensee, a
licensed employee who receives a share of the profits from an employee
benefit plan, a qualified institutional investor, or another similarly
situated person or entity as determined by the state licensing authority
"INDIRECT FINANCIAL INTEREST HOLDER" MEANS A PERSON THAT IS NOT
AN AFFILIATE, A CONTROLLING BENEFICIAL OWNER, OR A PASSIVE
BENEFICIAL OWNER OF A MEDICAL MARIJUANA BUSINESS AND THAT:
(a) HOLDS A COMMERCIALIALLY REASONABLE ROYALTY INTEREST IN
EXCHANGE FOR A MEDICAL MARIJUANA BUSINESS'S USE OF THE PERSON'S
INTELLECTUAL PROPERTY;
(b) HOLDS A PERMITTED ECONOMIC INTEREST THAT WAS ISSUED
PRIOR TO JANUARY 1, 2020, AND THAT HAS NOT BEEN CONVERTED INTO
AN OWNERSHIP INTEREST;
(c) IS A CONTRACT COUNTERPARTY WITH A MEDICAL MARIJUANA
BUSINESS, OTHER THAN A CUSTOMARY EMPLOYMENT AGREEMENT, THAT
HAS A DIRECT NEXUS TO THE CULTIVATION, MANUFACTURE, OR SALE OF
MEDICAL MARIJUANA, INCLUDING, BUT NOT LIMITED TO, A LEASE OF REAL
PROPERTY ON WHICH THE MEDICAL MARIJUANA BUSINESS OPERATES, A
LEASE OF EQUIPMENT USED IN THE CULTIVATION OF MEDICAL MARIJUANA,
A SECURED OR UNSECURED FINANCING AGREEMENT WITH THE MEDICAL
MARIJUANA BUSINESS, A SECURITY CONTRACT WITH THE MEDICAL
MARIJUANA BUSINESS, OR A MANAGEMENT AGREEMENT WITH THE
MEDICAL MARIJUANA BUSINESS, PROVIDED THAT NO SUCH CONTRACT
COMPENSATES THE CONTRACT COUNTERPARTY WITH A PERCENTAGE OF
REVENUE FOR PROFITS OF THE MEDICAL MARIJUANA BUSINESS; OR
(d) IS IDENTIFIED BY RULE BY THE STATE LICENSING AUTHORITY
AS AN INDIRECT FINANCIAL INTEREST HOLDER.

(11.5) "MEDICAL MARIJUANA BUSINESS" MEANS ANY OF THE
FOLLOWING ENTITIES LICENSED PURSUANT TO THIS ARTICLE 11: A
MEDICAL MARIJUANA CENTER, A MEDICAL MARIJUANA OPTIONAL
PREMISES CULTIVATION OPERATION, A MEDICAL MARIJUANA-INFUSED
PRODUCTS MANUFACTURER, A MEDICAL MARIJUANA TESTING FACILITY,
A MEDICAL MARIJUANA BUSINESS OPERATOR, A MEDICAL MARIJUANA
TRANSPORTER, A MARIJUANA RESEARCH AND DEVELOPMENT FACILITY, OR
A MARIJUANA RESEARCH AND DEVELOPMENT CULTIVATION FACILITY.

(12) "Medical marijuana business operator" means an entity or A
person who is not an owner and who THAT is licensed to provide
professional operational services to a medical marijuana establishment
BUSINESS. A MEDICAL MARIJUANA BUSINESS OPERATOR IS
NOT, BY VIRTUE OF ITS STATUS AS A MEDICAL MARIJUANA BUSINESS
OPERATOR, A CONTROLLING BENEFICIAL OWNER, OR A PASSIVE
BENEFICIAL OWNER OF ANY MEDICAL MARIJUANA BUSINESS IT OPERATES.

(19.2) "PASSIVE BENEFICIAL OWNER" MEANS ANY PERSON
ACQUIRING ANY INTEREST IN A MEDICAL MARIJUANA BUSINESS THAT IS
NOT OTHERWISE A CONTROLLING BENEFICIAL OWNER OR IN CONTROL.

(20) "Permitted economic interest" means any unsecured
convertible debt instrument, option agreement, warrant, or any other right
to obtain an ownership interest when the holder of such interest is a
natural person who is a lawful United States resident and whose right to
convert into an ownership interest is contingent on the holder qualifying
and obtaining a license as an owner under this article 11; or such other
agreements as may be permitted by rule of the state licensing authority.

(21) "Person" means a natural person AN INDIVIDUAL, A
partnership, association, joint-stock company, corporation, limited
liability company, or any other unincorporated organization; or a
manager, agent, owner, director, servant, officer, or employee thereof
EXCEPT THAT "PERSON" DOES NOT INCLUDE ANY GOVERNMENTAL
ORGANIZATION.

(22.7) "PUBLICLY TRADED CORPORATION" MEANS ANY PERSON
OTHER THAN AN INDIVIDUAL THAT IS ORGANIZED UNDER THE LAWS OF
AND FOR WHICH ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED IN ONE OF
THE STATES OR TERRITORIES OF THE UNITED STATES OR DISTRICT OF
COLUMBIA OR ANOTHER COUNTRY THAT AUTHORIZES THE SALE OF
MARIJUANA AND THAT:
(a) HAS A CLASS OF SECURITIES REGISTERED PURSUANT TO
SECTION 12 OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS
AMENDED, THAT:
(I) CONSTITUTES "COVERED SECURITIES" PURSUANT TO SECTION
18 (b)(1)(A) OF THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED;
OR
(II) IS QUALIFIED AND QUOTED ON THE OTCQX OR OTCQB TIER
OF THE OTC MARKETS IF:
(A) THE PERSON IS THEN REQUIRED TO FILE REPORTS AND IS
FILING REPORTS ON A CURRENT BASIS WITH THE FEDERAL SECURITIES AND
EXCHANGE COMMISSION PURSUANT TO THE FEDERAL "SECURITIES
EXCHANGE ACT OF 1934", AS AMENDED, AS IF THE SECURITIES
CONSTITUTED "COVERED SECURITIES" AS DESCRIBED IN SUBSECTION
(22.7)(a)(I) of this section; or

(B) The person is qualified and quoted on the OTCQB tier of the OTC markets and the person has established and is in compliance with corporate governance measures pursuant to corporate governance obligations imposed on securities qualified and quoted on the OTCQB tier of the OTC markets.

(b) Is a corporation that has a class of securities listed on the Canadian securities exchange, Toronto Stock Exchange, or other equity securities exchange recognized by the State Licensing Authority, if:

(I) The corporation constitutes a "foreign private issuer", as defined in rule 405 promulgated pursuant to the Federal "Securities Act of 1933", as amended, whose securities are exempt from registration pursuant to Section 12 of the Federal "Securities Exchange Act of 1934", as amended, pursuant to Rule 12g 3-2 (b) promulgated pursuant to the Federal "Securities Exchange Act of 1934", as amended; and

(II) The corporation has been, for the preceding three hundred sixty-five days or since the formation of the entity, in compliance with all governance and reporting obligations imposed by the relevant exchange on such corporation; or

(c) Is reasonably identified as a publicly traded corporation by rule by the State Licensing Authority as a publicly traded corporation;

(d) A "publicly traded corporation" described in subsection (22.7)(a), (22.7)(b), or (22.7)(c) of this section does not include:

(I) An "ineligible issuer", as defined in rule 405 promulgated pursuant to the Federal "Securities Act of 1933", as amended, unless such publicly traded corporation satisfies the definition of ineligible issuer solely because it is one or more of the following and the person is required to file reports and is filing reports on a current basis with the Federal securities and Exchange Commission pursuant to the Federal "Securities Exchange Act of 1934", as amended, as if the securities constituted "covered securities" as described in subsection (22.7)(a)(I) of this section:

(A) A "blank check company", as defined in rule 419 (a)(2) promulgated pursuant to the Federal "Securities Act of 1933", as amended;

(B) An issuer in an offering of "penny stock", as defined in rule 3a 51-1 promulgated pursuant to the Federal "Securities Exchange Act of 1934"; or

(C) A "shell company", as defined in rule 405 promulgated pursuant to the Federal "Securities Act of 1933", as amended; and

(II) A person disqualified as a "bad actor" under Rule 506(d) promulgated pursuant to the Federal "Securities Act of 1933", as amended.

(23) "Qualified limited passive investor" means a natural person who is a United States citizen and is a passive investor who owns less than a five percent share or shares of stock in a licensed medical marijuana business. "Qualified institutional investor" means:

(a) A bank as defined in section 3 (a)(6) of the Federal "Securities Exchange Act of 1934", as amended, if the bank is
CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING
REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(b) A BANK HOLDING COMPANY AS DEFINED IN THE FEDERAL "BANK HOLDING COMPANY ACT OF 1956", AS AMENDED, IF THE BANK HOLDING COMPANY IS REGISTERED AND CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(c) AN INSURANCE COMPANY AS DEFINED IN SECTION 2 (a)(17) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, IF THE INSURANCE COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(d) AN INVESTMENT COMPANY REGISTERED UNDER SECTION 8 OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, AND SUBJECT TO 15 U.S.C. SEC. 80a-1 TO 80a-64, IF THE INVESTMENT COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(e) AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SUBJECT TO THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", EXCLUDING AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SPONSORED BY A LICENSEE OR AN INTERMEDIARY HOLDING COMPANY LICENSEE THAT DIRECTLY OR INDIRECTLY OWNS TEN PERCENT OR MORE OF A LICENSEE;

(f) A STATE OR FEDERAL GOVERNMENT PENSION PLAN;

(g) A GROUP COMPRISED ENTIRELY OF PERSONS SPECIFIED IN SUBSECTIONS (23)(a) TO (23)(f) OF THIS SECTION; OR

(h) ANY OTHER ENTITY IDENTIFIED BY RULE BY THE STATE LICENSING AUTHORITY.

(23.5) "REASONABLE CAUSE" MEANS JUST OR LEGITIMATE GROUNDS TO BELIEVE THAT THE PARTICULAR REQUESTED ACTION IS NECESSARY TO FULFILL THE PURPOSES OF THIS ARTICLE 11 OR TO PROTECT PUBLIC SAFETY.

(25.5) "SECURITY" MEANS THOSE TERMS AS DEFINED IN SECTION 2(l) OF THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED.

(27) "SUBSTANTIAL JUSTIFICATION" MEANS A POSITION OR REASON THAT HAS A REASONABLE BASIS BOTH IN LAW AND IN FACT.

SECTION 2. In Colorado Revised Statutes, 44-11-202, amend (1)(d) and (2)(a)(VIII); repeal (2)(a)(XXV); and add (5) and (6) as follows:

44-11-202. Powers and duties of state licensing authority - rules. (1) The state licensing authority shall:

(d) Maintain the confidentiality of reports or other information obtained from a medical or retail licensee containing any individualized data, information, or records related to the licensee or its operation, including sales information, financial records, tax returns, credit reports, cultivation information, testing results, and security information and plans, or revealing any patient information, or any other records that are exempt from public inspection pursuant to state law. Such reports or other information may be used only for a purpose authorized by this article 11 or article 12 of this title 44, FOR INVESTIGATION OR ENFORCEMENT OF ANY INTERNATIONAL, FEDERAL, STATE, OR LOCAL SECURITIES LAW OR REGULATIONS, or for any other state or local law enforcement purpose. Any information released related to patients may be used only for a purpose authorized by this article 11 or article 12 of
this title 44, or to verify that a person who presented a registry
identification card to a state or local law enforcement official is lawfully
in possession of such card.

(2) (a) Rules promulgated pursuant to subsection (1)(b) of this
section may include but need not be limited to the following subjects:

(VIII) Development of individual identification cards for owners,
officers controlling beneficial owners and any person employed
by, operating, working in, or having unescorted access to the
limited access areas of the licensed premises of a medical
marijuana business, managers, contractors, employees, and other
support staff of entities licensed pursuant to this article 11, including a
fingerprint-based criminal history record check as may be required by the
state licensing authority prior to issuing a card;

(XXV) The parameters and qualifications of an indirect beneficial
interest owner, and a qualified limited passive investor;

(5) (a) Rules promulgated pursuant to subsection (1)(b) of
this section must include the following subjects:

(I) Ownership and financial disclosure procedures and
requirements pursuant to this article 11;

(II) Records a medical marijuana business is required to
maintain regarding its controlling beneficial owners, passive
beneficial owners, and indirect financial interest holders that
may be subject to disclosure at renewal or as part of any other
investigation following initial licensure of a medical marijuana
business;

(III) Procedures and requirements for findings of
suitability pursuant to this article 11, including fees necessary
to cover the direct and indirect costs of any suitability
investigation;

(IV) Procedures and requirements concerning the
divestiture of the beneficial ownership of a person found
unsuitable by the state licensing authority;

(V) Procedures, processes, and requirements for
transfers of ownership involving a publicly traded
corporation, including but not limited to mergers with a
publicly traded corporation, investment by a publicly traded
corporation, and public offerings;

(VI) Designation of persons who by virtue of common
control constitute controlling beneficial owners;

(VII) Modification of the percentage of securities that
may be held by a controlling beneficial owner and passive
beneficial owner;

(VIII) Designation of persons who qualify for an
exemption from an otherwise required finding of suitability; and

(IX) Designation of indirect financial interest holders
and qualified institutional investors.

(b) Rules promulgated pursuant to this subsection (5)
must not be any more restrictive than those expressly
established under this article 11.

(6) The state licensing authority may deny, suspend,
revoke, fine, or impose other sanctions against a person's license
issued pursuant to this article 11 if the state licensing
authority finds the person or the person's controlling
beneficial owner, passive beneficial owner, or indirect financial
interest holder failed to timely file any report, disclosure,
REGISTRATION STATEMENT, OR OTHER SUBMISSION REQUIRED BY ANY
STATE OR FEDERAL REGULATORY AUTHORITY THAT IS RELATED TO THE
CONDUCT OF THEIR BUSINESS.

SECTION 3. In Colorado Revised Statutes, 44-11-304, amend
(1) and (2) as follows:

44-11-304. State licensing authority - application and issuance
procedures. (1) Applications for a state license under the provisions of
this article 11 shall MUST be made to the state licensing authority on
forms prepared and furnished by the state licensing authority and shall
MUST set forth such information as the state licensing authority may
require to enable the state licensing authority to determine whether a state
license should be granted. The information MUST include the name
and address of the applicant, DISCLOSURES REQUIRED BY SECTION
44-11-307.5, the names and addresses of the officers, directors, or
managers, and all other information deemed necessary by the state
licensing authority. Each application MUST be verified by the oath
or affirmation of such person or persons as the state licensing authority
may prescribe.

(2) The state licensing authority shall issue a state license to a
medical marijuana center, an optional premises cultivation operation, or
a medical marijuana-infused products manufacturer, pursuant
to this section upon satisfactory completion of the applicable criminal
history background check associated with the application, and the state
license is conditioned upon local licensing authority approval. A license
applicant is prohibited from operating a licensed medical marijuana
business without both state and local licensing authority approval. The
denial of an application by the local licensing authority shall be
considered as a basis for the state licensing authority to revoke the
state-issued license.

SECTION 4. In Colorado Revised Statutes, 44-11-306, amend
(1)(c), (1)(m), and (1)(n); repeal (1)(e); and add (1)(c.1), (1)(c.2), (1)(o),
(1)(p), (1)(q), (1)(r), (1)(s), and (1)(t) as follows:

44-11-306. Persons prohibited as licensees - definition. (1) A
license provided by this article 11 shall not be issued to or held by:

(c) A corporation, PERSON OTHER THAN AN INDIVIDUAL, if the
criminal history of any of its officers, directors, or stockholders
CONTROLLING BENEFICIAL OWNERS indicates that the officer, director, or
stockholder THE PERSON is not of good moral character AFTER
CONSIDERING THE FACTORS IN SECTION 24-5-101;

(c.1) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION,
IF THE CRIMINAL HISTORY OF ANY OF ITS PASSIVE BENEFICIAL OWNERS
INDICATES THAT THE PERSON IS NOT OF GOOD MORAL CHARACTER AFTER
CONSIDERING THE FACTORS IN SECTION 24-5-101;

(c.2) A PERSON THAT IS A PUBLICLY TRADED CORPORATION, IF THE
CRIMINAL HISTORY OF ANY OF ITS KNOWN PASSIVE BENEFICIAL OWNERS
INDICATES THAT THE PERSON IS NOT OF GOOD MORAL CHARACTER AFTER
CONSIDERING THE FACTORS IN SECTION 24-5-101;

(e) A person employing, assisted by, or financed in whole or in
part by any other person whose criminal history indicates he or she is not
of good character and reputation satisfactory to the respective licensing
authority;

(m) A person for a license for a location that is currently licensed
as a retail food establishment or wholesale food registrant; or

(n) A publicly traded company ENTITY THAT DOES NOT
CONSTITUTE A PUBLICLY TRADED CORPORATION AS DEFINED IN THIS
ARTICLE 11;

(o) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS ORGANIZED OR FORMED UNDER THE LAWS OF A COUNTRY DETERMINED BY THE UNITED STATES SECRETARY OF STATE TO HAVE REPEATEDLY PROVIDED SUPPORT FOR ACTS OF INTERNATIONAL TERRORISM OR IS INCLUDED AMONG THE LIST OF "COVERED COUNTRIES" IN SECTION 1502 OF THE FEDERAL "DODD-FRANK WALL STREET REFORM AND CONSUMER PROTECTION ACT", PUB.L. 111-203;

(p) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS AN "INELIGIBLE ISSUER" PURSUANT TO SECTION 44-11-104 (22.7) (d)(1);

(q) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.406 (d)(1);

(r) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.406 (d)(1);

(s) A PERSON THAT IS A PUBLICLY TRADED CORPORATION THAT IS OR HAS A KNOWN PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.406 (d)(1); OR

(t) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS PROHIBITED FROM ENGAGING IN TRANSACTIONS PURSUANT TO THIS ARTICLE 11 DUE TO ITS DESIGNATION ON THE "SPECIALY DESIGNATED NATIONALS AND BLOCKED PERSONS" LIST MAINTAINED BY THE FEDERAL OFFICE OF FOREIGN ASSETS CONTROL.

SECTION 5. In Colorado Revised Statutes, 44-11-307, amend (1)(a)(II), (1)(a)(IV), (1)(b), and (3); repeal (2), (4), (5), (6), and (7); and add (1)(a)(IV.5), (1)(a)(VI), and (1)(a)(VII) as follows:

44-11-307. Business and owner requirements - legislative declaration. (1) (a) The general assembly hereby finds and declares that:

(II) The current regulatory structure for medical marijuana creates a substantial barrier to investment from out-of-state interests and publicly traded corporations;

(IV) Colorado medical marijuana businesses need to have ready access to capital from investors in states from outside of Colorado; and

(IV.5) Under certain circumstances, permitting publicly traded corporations to hold an interest in medical marijuana businesses will benefit Colorado's medical marijuana market;

and

(VI) Publicly traded corporations offering securities for investment in medical marijuana businesses must tell the public the truth about their business, the securities they are selling, and the risks involved with investing in medical marijuana businesses, and persons that sell and trade securities related to medical marijuana businesses are prohibited from engaging in deceit, misrepresentations, and other fraud in the sale of the securities; and

(VII) Recognizing that participation by publicly traded corporations in Colorado's medical marijuana industry creates
AN INCREASED NEED TO ASSESS BARRIERS OF ENTRY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, WITH SUCH EFFORTS BEING MADE TO IDENTIFY SOLUTIONS TO ARRIVE AT A GREATER BALANCE AND FOR FURTHER EQUITY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, AND IN A MANNER THAT IS CONSISTENT WITH THE PUBLIC SAFETY AND ENFORCEMENT GOALS AS STATED HEREIN, IT IS THEREFORE OF SUBSTANTIVE IMPORTANCE TO ADDRESS THE LACK OF MINORITY- AND WOMAN-OWNED BUSINESSES' INCLUSION IN COLORADO'S MEDICAL MARIJUANA INDUSTRY, SOCIAL JUSTICE ISSUES ASSOCIATED WITH MARIJUANA PROHIBITION, SUITABILITY ISSUES RELATING TO PAST CONVICTIONS FOR POTENTIAL LICENSEES, LICENSING FEES, AND ECONOMIC CHALLENGES THAT ARISE WITH THE APPLICATION PROCESSES.

(b) Therefore, the general assembly is providing a mechanism for Colorado medical marijuana businesses to access capital from investors in other states and from certain publicly traded corporations pursuant to this article 11.

(2) A direct beneficial interest owner who is a natural person must either:

(a) Have been a resident of Colorado for at least one year prior to the date of the application; or

(b) Be a United States citizen prior to the date of the application.

(3) (a) A medical marijuana business may be comprised of an unlimited number of direct beneficial interest owners that have been residents of Colorado for at least one year prior to the date of the application:

(b) On and after January 1, 2017, A medical marijuana business that is composed of one or more direct beneficial interest owners who have not been Colorado residents for at least one year prior to application shall have at least one EXECUTIVE officer who has been a Colorado resident for at least one year prior to the date of application, and all officers NATURAL PERSONS with day-to-day operational control over the business must be Colorado residents for at least one year prior to application. A medical marijuana business under this subsection (3)(b) is limited to no more than fifteen direct beneficial interest owners, including all parent and subsidiary entities, all of whom are natural persons.

(c) Notwithstanding the requirements of subsection (3)(b) of this section, the state licensing authority may review the limitation on the number of direct beneficial interest owners and may increase the number of allowable interests above fifteen based on reasonable considerations such as developments in state and federal financial regulations, market conditions, and the licensee's ability to access legitimate sources of capital. A PERSON, OTHER THAN AN INDIVIDUAL, THAT IS A MEDICAL MARIJUANA BUSINESS OR A CONTROLLING BENEFICIAL OWNER SHALL APPOINT AND CONTINUOUSLY MAINTAIN A REGISTERED AGENT THAT SATISFIES THE REQUIREMENTS OF SECTION 7-90-701. THE MEDICAL MARIJUANA BUSINESS SHALL INFORM THE STATE LICENSING AUTHORITY OF A CHANGE IN THE REGISTERED AGENT WITHIN TEN DAYS AFTER THE CHANGE.

(d) A direct beneficial interest owner that is a closely held business entity must consist entirely of natural persons who are United States citizens prior to the date of the application, including all parent and subsidiary entities:

(4) A medical marijuana business may include qualified institutional investors that own thirty percent or less of the medical
marijuana business.

(5) (a) A person who intends to apply as a direct beneficial interest owner and is not a Colorado resident for at least one year prior to the date of application shall first submit a request to the state licensing authority for a finding of suitability as a direct beneficial interest owner. The person shall receive a finding of suitability prior to submitting an application to the state licensing authority to be a direct beneficial interest owner. Failure to receive a finding of suitability prior to application is grounds for denial by the state licensing authority.

(b) The state licensing authority shall perform a limited initial background check on qualified limited passive investors. If the initial background check provides reasonable cause for additional investigation, the state licensing authority may require a full background check.

(6) The state licensing authority shall review the medical marijuana business's operating documents to ensure compliance with this section:

(7) For purposes of this section, unless the context otherwise requires, "institutional investor" means:

(a) A bank as defined in section 3 (a)(6) of the federal "Securities Exchange Act of 1934", as amended;
(b) An insurance company as defined in section 2 (a)(17) of the federal "Investment Company Act of 1940", as amended;
(c) An investment company registered under section 8 of the federal "Investment Company Act of 1940", as amended;
(d) An investment adviser registered under section 203 of the federal "Investment Advisers Act of 1940", as amended;
(e) Collective trust funds as defined in section 3 (c)(11) of the federal "Investment Company Act of 1940", as amended;
(f) An employee benefit plan or pension fund that is subject to the federal "Employee Retirement Income Security Act of 1974", as amended, excluding an employee benefit plan or pension fund sponsored by a licensee or an intermediary or holding company licensee that directly or indirectly owns five percent or more of a licensee;
(g) A state or federal government pension plan;
(h) A group comprised entirely of persons specified in subsections (7)(a) to (7)(g) of this section; or
(i) Any other entity identified through rule by the state licensing authority.

SECTION 6. In Colorado Revised Statutes, add 44-11-307.5 and 44-11-307.6 as follows:

44-11-307.5. Business owner and financial interest disclosure requirements. (1) Applicants for the issuance of a state license shall disclose to the state licensing authority the following:

(a) A complete and accurate organizational chart of the medical marijuana business reflecting the identity and ownership percentages of its controlling beneficial owners;

(b) The following information regarding all controlling beneficial owners of the medical marijuana business:

(I) If the controlling beneficial owner is a publicly traded corporation, the applicant shall disclose the controlling beneficial owners' executive officers, members of its board of directors, and any beneficial owners that directly or indirectly beneficially own ten percent or more of the securities in a medical marijuana business;

(II) If the controlling beneficial owner is not a publicly
TRADED CORPORATION AND IS NOT A QUALIFIED PRIVATE FUND, THE
APPLICANT SHALL DISCLOSE THE CONTROLLING BENEFICIAL OWNERS'
EXECUTIVE OFFICERS, MANAGERS AS DEFINED IN SECTION 7-90-102
(35.7), AND ANY BENEFICIAL OWNERS THAT DIRECTLY OR INDIRECTLY
BENEFICIALLY OWN TEN PERCENT OR MORE OF THE SECURITIES IN A
MEDICAL MARIJUANA BUSINESS;

(III) IF THE CONTROLLING BENEFICIAL OWNER IS A QUALIFIED
PRIVATE FUND, THE APPLICANT SHALL DISCLOSE A COMPLETE AND
ACCURATE ORGANIZATIONAL CHART OF THE QUALIFIED PRIVATE FUND
REFLECTING THE IDENTITY AND OWNERSHIP PERCENTAGES OF THE
QUALIFIED PRIVATE FUNDS' EXECUTIVE OFFICERS, MANAGERS AS DEFINED
IN SECTION 7-90-102 (35.7), INVESTMENT ADVISERS, INVESTMENT
ADVISER REPRESENTATIVES, ANY TRUSTEE OR EQUIVALENT, AND ANY
OTHER PERSON THAT CONTROLS THE INVESTMENT IN, OR MANAGEMENT
OR OPERATIONS OF, THE MEDICAL MARIJUANA BUSINESS;

(IV) IF THE CONTROLLING BENEFICIAL OWNER IS A NATURAL
PERSON, THE APPLICANT SHALL DISCLOSE THE NATURAL PERSON'S
IDENTIFYING INFORMATION;

(c) ANY PASSIVE BENEFICIAL OWNER THAT IS ALSO AN INDIRECT
FINANCIAL INTEREST HOLDER IN THE MEDICAL MARIJUANA BUSINESS; AND

(d) ANY INDIRECT FINANCIAL INTEREST HOLDER THAT HOLDS TWO
OR MORE INDIRECT FINANCIAL INTERESTS IN THE MEDICAL MARIJUANA
BUSINESS.

(2) THE STATE LICENSING AUTHORITY MAY REQUEST THAT THE
MEDICAL MARIJUANA BUSINESS DISCLOSE THE FOLLOWING:

(a) EACH BENEFICIAL OWNER AND AFFILIATE OF AN APPLICANT,
MEDICAL MARIJUANA BUSINESS, OR CONTROLLING BENEFICIAL OWNER
THAT IS NOT A PUBLICLY TRADED CORPORATION OR A QUALIFIED PRIVATE
FUND; AND

(b) EACH AFFILIATE OF A CONTROLLING BENEFICIAL OWNER THAT IS A QUALIFIED PRIVATE FUND.

(3) FOR REASONABLE CAUSE, THE STATE LICENSING AUTHORITY
MAY REQUIRE DISCLOSURE OF:

(a) A COMPLETE AND ACCURATE LIST OF EACH NONOBJECTING
BENEFICIAL INTEREST OWNER OF AN APPLICANT, LICENSEE, OR
CONTROLLING BENEFICIAL OWNER THAT IS A PUBLICLY TRADED
CORPORATION;

(b) PASSIVE BENEFICIAL OWNERS OF THE MEDICAL MARIJUANA
BUSINESS, AND FOR ANY PASSIVE BENEFICIAL INTEREST OWNER THAT IS
NOT A NATURAL PERSON, THE MEMBERS OF THE BOARD OF DIRECTORS,
GENERAL PARTNERS, MANAGING MEMBERS, OR MANAGERS OR EXECUTIVE
OFFICERS AND TEN PERCENT OR MORE OWNERS OF THE PASSIVE
BENEFICIAL OWNER;

(c) A LIST OF EACH BENEFICIAL OWNER IN A QUALIFIED PRIVATE
FUND THAT IS A CONTROLLING BENEFICIAL OWNER;

(d) ALL INDIRECT FINANCIAL INTEREST HOLDERS OF THE MEDICAL
MARIJUANA BUSINESS, AND FOR ANY INDIRECT FINANCIAL INTEREST
HOLDER THAT IS NOT A NATURAL PERSON, THE MEMBERS OF THE BOARD
OF DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS, OR MANAGERS
OR EXECUTIVE OFFICERS AND TEN PERCENT OR MORE BENEFICIAL OWNERS
OF THE INDIRECT FINANCIAL INTEREST HOLDER.

(4) AN APPLICANT OR MEDICAL MARIJUANA BUSINESS THAT IS NOT
A PUBLICLY TRADED CORPORATION SHALL AFFIRM UNDER PENALTY OF
PERJURY THAT IT EXERCISED REASONABLE CARE TO CONFIRM THAT ITS
PASSIVE BENEFICIAL OWNERS, INDIRECT FINANCIAL INTEREST HOLDERS,
AND QUALIFIED INSTITUTIONAL INVESTORS ARE NOT PERSONS PROHIBITED PURSUANT TO SECTION 44-11-306, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST UNDER THIS ARTICLE 11. AN APPLICANT’S OR LICENSEE’S FAILURE TO EXERCISE REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION, REVOCATION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(5) AN APPLICANT OR MEDICAL MARIJUANA BUSINESS THAT IS A PUBLICLY TRADED CORPORATION SHALL AFFIRM UNDER PENALTY OF PERJURY THAT IT EXERCISED REASONABLE CARE TO CONFIRM THAT ITS KNOWN PASSIVE BENEFICIAL OWNERS, KNOWN INDIRECT FINANCIAL INTEREST HOLDERS, AND QUALIFIED INSTITUTIONAL INVESTORS ARE NOT PERSONS PROHIBITED PURSUANT TO SECTION 44-11-306, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST UNDER THIS ARTICLE 11. AN APPLICANT’S OR LICENSEE’S FAILURE TO EXERCISE REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION, REVOCATION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(6) THIS SECTION DOES NOT RESTRICT THE STATE LICENSING AUTHORITY’S ABILITY TO REASONABLY REQUEST INFORMATION OR RECORDS AT RENEWAL OR AS PART OF ANY OTHER INVESTIGATION FOLLOWING INITIAL LICENSURE OF A MEDICAL MARIJUANA BUSINESS.

(7) THE SECURITIES COMMISSIONER MAY, BY RULE OR ORDER, REQUIRE ADDITIONAL DISCLOSURES IF SUCH INFORMATION IS FULL AND FAIR WITH RESPECT TO THE INVESTMENT OR IN THE INTEREST OF INVESTOR PROTECTION.

44-11-307.6. Business owner and financial interest suitability requirements. (1) THIS SECTION APPLIES TO ALL PERSONS REQUIRED TO SUBMIT A FINDING OF SUITABILITY.

(2) ANY PERSON INTENDING TO BECOME A CONTROLLING BENEFICIAL OWNER OF ANY MEDICAL MARIJUANA BUSINESS, EXCEPT AS OTHERWISE PROVIDED IN SECTION 44-11-309 (4), SHALL FIRST SUBMIT A REQUEST TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY OR AN EXEMPTION FROM AN OTHERWISE REQUIRED FINDING OF SUITABILITY.

(3) FOR REASONABLE CAUSE, ANY OTHER PERSON THAT WAS DISCLOSED OR THAT SHOULD HAVE BEEN DISCLOSED PURSUANT TO SECTION 44-11-307.5, INCLUDING BUT NOT LIMITED TO A PASSIVE BENEFICIAL OWNER, SHALL SUBMIT A REQUEST FOR A FINDING OF SUITABILITY.

(4) FAILURE TO PROVIDE ALL REQUESTED INFORMATION IN CONNECTION WITH A REQUEST FOR A FINDING OF SUITABILITY IS GROUNDS FOR DENIAL OF THAT FINDING OF SUITABILITY.

(5) FAILURE TO RECEIVE ALL REQUIRED FINDINGS OF SUITABILITY IS GROUNDS FOR DENIAL OF AN APPLICATION OR FOR SUSPENSION, REVOCATION, OR OTHER SANCTION AGAINST THE LICENSE BY THE STATE LICENSING AUTHORITY. FOR INITIAL APPLICATIONS, THE FINDING OF SUITABILITY SHALL BE REQUIRED PRIOR TO SUBMITTING THE APPLICATION FOR LICENSURE.

(6) ANY PERSON REQUIRED TO OBTAIN A FINDING OF SUITABILITY SHALL DO SO ON FORMS PROVIDED BY THE STATE LICENSING AUTHORITY AND THE FORMS MUST CONTAIN SUCH INFORMATION AS THE STATE LICENSING AUTHORITY MAY REQUIRE. EACH SUITABILITY APPLICATION MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF THE PERSONS PRESCRIBED BY THE STATE LICENSING AUTHORITY.

(7) A PERSON REQUESTING A FINDING OF SUITABILITY SHALL PROVIDE THE STATE LICENSING AUTHORITY WITH A DEPOSIT TO COVER
1. THE DIRECT AND INDIRECT COSTS OF ANY INVESTIGATION NECESSARY TO
2. DETERMINE ANY REQUIRED FINDING OF SUITABILITY. THE STATE
3. LICENSING AUTHORITY MAY MAKE FURTHER RULES REGARDING THE
4. DEPOSIT AND DIRECT AND INDIRECT COSTS THAT MUST BE BILLED
5. AGAINST THE DEPOSIT.

(8) WHEN DETERMINING WHETHER A PERSON IS SUITABLE OR
9. UNSUITABLE FOR LICENSURE, THE STATE LICENSING AUTHORITY MAY
10. CONSIDER THE PERSON'S CRIMINAL CHARACTER OR RECORD, LICENSING
11. CHARACTER OR RECORD, OR FINANCIAL CHARACTER OR RECORD.

(9) A PERSON WHO WOULD OTHERWISE BE REQUIRED TO OBTAIN
12. A FINDING OF SUITABILITY MAY REQUEST AN EXEMPTION FROM THE STATE
13. LICENSING AUTHORITY AS DETERMINED BY RULE.

(10) ABSENT SUBSTANTIAL JUSTIFICATION, THE STATE LICENSING
14. AUTHORITY SHALL APPROVE OR DENY A REQUEST FOR A FINDING OF
15. SUITABILITY WITHIN ONE HUNDRED TWENTY DAYS FROM THE DATE OF
16. SUBMISSION OF THE REQUEST FOR SUCH FINDING.

(11) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND,
18. REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE
19. ISSUED PURSUANT TO THIS ARTICLE 11 IF THE STATE LICENSING
20. AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING
21. BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL
22. INTEREST HOLDER TO BE UNSUITABLE PURSUANT TO THIS SECTION.

SECTION 7. In Colorado Revised Statutes, 44-11-309, amend
24. (2); and add (3) and (4) as follows:

44-11-309. Transfer of ownership. (2) For a transfer of
26. ownership involving a controlling beneficial owner, a license
27. holder shall apply to the state and local licensing authorities on forms
28. prepared and furnished by the state licensing authority. In determining
29. whether to permit a transfer of ownership, the state and local licensing
30. authorities shall consider only the requirements of this article 11, any
31. rules promulgated by the state licensing authority, and any other local
32. restrictions. The local licensing authority may hold a hearing on the
33. application for transfer of ownership. The local licensing authority shall
34. not hold a hearing pursuant to this subsection (2) until the local licensing
35. authority has posted a notice of hearing in the manner described in
36. section 44-11-302 (2) on the licensed medical marijuana center premises
37. for a period of ten days and has provided notice of the hearing to the
38. applicant at least ten days prior to the hearing. Any transfer of ownership
39. hearing by the state licensing authority shall be held in compliance
40. with the requirements specified in section 44-11-302.

(3) For a transfer of ownership involving a passive
42. beneficial owner, the license holder shall notify the state
43. licensing authority on forms prepared and furnished by the
44. state licensing authority within forty-five days to the extent
45. disclosure is required by section 44-11-307.5.

(4) A person that becomes a controlling beneficial owner
47. of a publicly traded corporation that is a medical marijuana
48. business or that becomes a beneficial owner, through direct or
49. indirect ownership of a controlling beneficial owner, of ten
50. percent or more of a medical marijuana business that is a
51. publicly traded corporation must disclose the information
52. required by section 44-11-307.5 and apply to the state licensing
53. authority for a finding of suitability or exemption from a
54. finding of suitability pursuant to section 44-11-307.6 within
55. forty-five days after becoming such a controlling beneficial
OWNER. A LICENSEE SHALL NOTIFY EACH PERSON THAT IS SUBJECT TO THIS SUBSECTION (4) OF ITS REQUIREMENTS AS SOON AS THE LICENSEE BECOMES AWARE OF THE BENEFICIAL OWNERSHIP TRIGGERING THE REQUIREMENT, PROVIDED THAT THE OBLIGATIONS OF THE PERSON SUBJECT TO THIS SUBSECTION (4) ARE INDEPENDENT OF, AND UNAFFECTED BY, THE LICENSEE’S FAILURE TO GIVE THE NOTICE.

SECTION 8. In Colorado Revised Statutes, 44-11-310, amend (3), (4), (6), and (11) as follows:

44-11-310. Licensing in general. (3) A medical marijuana center, optional premises cultivation operation, or medical marijuana-infused products manufacturer BUSINESS THAT IS NOT A PUBLICLY TRADED CORPORATION shall notify the state licensing authority in writing within ten days after an owner officer or manager ceases to work at, manage, own, or otherwise be associated with the operation. The owner, officer or manager shall surrender to the state licensing authority any identification card that may have been issued by the state licensing authority on or before the date of the notification. (4) A medical marijuana center, optional premises cultivation operation, or medical marijuana-infused products manufacturer BUSINESS THAT IS NOT A PUBLICLY TRADED CORPORATION shall notify the state licensing authority in writing of the name, address, and date of birth of an owner or officer, or manager before the new owner, officer or manager begins managing, owning, or associating with the operation. Any CONTROLLING BENEFICIAL owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the state licensing authority and obtain the required identification prior to being associated with, managing, owning, or working at the operation. THE STATE LICENSING AUTHORITY MAY FOR REASONABLE CAUSE REQUIRE A PASSIVE BENEFICIAL OWNER TO PASS A FINGERPRINT-BASED CRIMINAL HISTORY CHECK. (6) All managers and employees WITH DAY-TO-DAY OPERATIONAL CONTROL of a medical marijuana center, optional premises cultivation operation, or medical marijuana-infused products manufacturer shall be residents of Colorado upon the date of their license application. All licenses granted pursuant to this article 11 shall be valid for a period not to exceed two years after the date of issuance unless revoked or suspended pursuant to this article 11 or the rules promulgated pursuant to this article 11. (11) EXCEPT FOR A PUBLICLY TRADED CORPORATION, a licensee shall report each transfer or change of financial interest in the license to the state and local licensing authorities thirty days prior to any transfer or change pursuant to section 44-11-309. EXCEPT FOR A PUBLICLY TRADED CORPORATION, a report shall be required for transfers of capital stock of any corporation OWNER’S INTEREST OF ANY ENTITY regardless of size.

SECTION 9. In Colorado Revised Statutes, 44-11-313, amend (1); and repeal (2) as follows:

44-11-313. Unlawful financial assistance. (1) The state licensing authority, by rule, shall require a complete disclosure of all persons having a direct or indirect financial interest, and the extent of such interest, in PURSUANT TO SECTION 44-11-307.5 IN CONNECTION WITH each license issued under this article 11. (2) A person shall not have an unreported financial interest in a license pursuant to this article 11 unless that person has undergone a fingerprint-based criminal history record check as provided for by the state licensing authority in its rules; except that this subsection (2) does
not apply to banks or savings and loan associations supervised and
regulated by an agency of the state or federal government, or to
FHA-approved mortgagees, or to stockholders, directors, or officers
thereof.

SECTION 10. In Colorado Revised Statutes, amend 44-11-407
as follows:

44-11-407. Medical marijuana business operator license. A
medical marijuana business operator license may be issued to an entity
or a person who operates a medical marijuana establishment
business licensed pursuant to this article 11 for an owner another
medical marijuana business licensed pursuant to this article 11 and
who may receive a portion of the profits as compensation.

SECTION 11. In Colorado Revised Statutes, 44-11-901, add
(7.5) as follows:

44-11-901. Unlawful acts - exceptions - repeal. (7.5) (a) It is
unlawful for a person to engage in any act or omission with the
intent to evade disclosure, reporting, record keeping, or
suitability requirements pursuant to this article 11, including
but not limited to the following:

(I) Failing to file a report required under this article 11
or causing or attempting to cause a person to fail to file such
a report;

(II) Filing or causing or attempting to cause a person to
file a report required under this article 11 that contains a
material omission or misstatement of fact;

(III) Making false or misleading statements regarding the
offering of interests of a medical marijuana business; or

(IV) Structuring any transaction with the intent to
 evade disclosure, reporting, record keeping, or suitability
requirements pursuant to this article 11.

(b) The state licensing authority may deny, suspend,
revoke, fine, or impose other sanctions against a person's license
issued under this article 11 if the state licensing authority
finds a violation of this subsection (7.5) by the person, the
person's controlling beneficial owner, passive beneficial owner,
indirect financial interest holder or any agent or employee
thereof.

SECTION 12. In Colorado Revised Statutes, 44-12-103, amend
(1), (5), (18), (20), (24), and (25); repeal (17); and add (1.1), (1.2), (1.3),
(1.4), (1.5), (3.2), (5.5), (16.5), (19.5), (20.5), (32.5), and (34) as follows:

44-12-103. Definitions. As used in this article 12, unless the
context otherwise requires:

(1) "Direct beneficial interest owner" means a person or closely
held business entity that owns a share or shares of stock in a licensed
retail marijuana business, including the officers, directors, managing
members, or partners of the licensed retail marijuana business or closely
held business entity, or a qualified limited passive investor "acquire"
when used in connection with the acquisition of a security of a
retail marijuana business, means obtaining ownership, control,
power to vote, or sole power of disposition of securities,
directly or indirectly or through one or more transactions or
subsidiaries, through purchase, assignment, transfer, exchange,
succession, or other means.

(1.1) "Acting in concert" means knowing participation in
A joint activity or interdependent conscious parallel action toward a common goal, whether or not pursuant to an express agreement.

(1.2) "Affiliate" of, or person "affiliated with", a specified person means a person that directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the person specified.

(1.3) "Beneficial owner of", "beneficial ownership of", or "beneficially owns a" security is determined in accordance with section 13(d) of the federal "Securities Exchange Act of 1934", as amended, and rule 13d-3 promulgated thereunder.

(1.4) "Control", "controls", "controlled", "controlling", "controlled by", and "under common control with", means the possession, direct or indirect, of the power to direct or cause the direction of the management or policies of a person, whether through the ownership of voting securities, by contract, or otherwise.

(1.5) "Controlling beneficial owner" is limited to a person that satisfies one or more of the following criteria:

(a) A natural person, an entity as defined in section 7-90-102 (20) that is organized under the laws of and for which its principal place of business is located in one of the states or territories of the United States or District of Columbia, a publicly traded corporation, or a qualified private fund that is not otherwise licensed as a qualified institutional investor:

(I) Acting alone or acting in concert, that owns or acquires beneficial ownership of ten percent or more of the interests of a retail marijuana business;

(II) That is an affiliate that controls a retail marijuana business and includes, without limitation, any executive officer, manager as defined in section 7-90-102 (35.7), trustee, or similar position; or

(III) That is otherwise in a position to control the retail marijuana business except as authorized in section 44-12-407; or

(b) A qualified institutional investor acting alone or acting in concert that owns or acquires beneficial ownership of thirty percent or more of the securities of a retail marijuana business.

(3.2) "Executive officer." means the president; any vice president in charge of a principal business unit, division, or function; any other officer who performs a policy-making function; or any other person who performs similar policy-making functions.

(5) "Indirect beneficial interest owner" means a holder of a permitted economic interest, a recipient of a commercially reasonable royalty associated with the use of intellectual property by a licensee, a licensed employee who receives a share of the profits from an employee benefit plan, a qualified institutional investor, or another similarly situated person or entity as determined by the state licensing authority

"Indirect financial interest holder" means a person that is not an affiliate, a controlling beneficial owner, or a passive beneficial owner of a retail marijuana business and that:

(a) Holds a commercially reasonable royalty interest in exchange for a retail marijuana business's use of the person's intellectual property;
(b) Holds a permitted economic interest that was issued prior to January 1, 2020, and that has not been converted into an ownership interest;

(c) Is a contract counterparty with a retail marijuana business, other than a customary employment agreement, that has a direct nexus to the cultivation, manufacture, or sale of marijuana, including, but not limited to, a lease of real property on which the retail marijuana business operates, a lease of equipment used in the cultivation of retail marijuana, a secured or unsecured financing agreement with the retail marijuana business, a security contract with the retail marijuana business, or a management agreement with the retail marijuana business, provided that no such contract compensates the contract counterparty with a percentage of revenue for profits of the retail marijuana business; or

(d) Is identified by rule by the state licensing authority as an indirect financial interest holder.

(16.5) "Passive beneficial owner" means any person acquiring any interest in a retail marijuana establishment that is not otherwise a controlling beneficial owner or in control.

(17) "Permitted economic interest" means any unsecured convertible debt instrument, option agreement, warrant, or any other right to obtain an ownership interest when the holder of such interest is a natural person who is a lawful United States resident and whose right to convert into an ownership interest is contingent on the holder qualifying and obtaining a license as an owner under this article 12 or such other agreements as may be permitted by rule by the state licensing authority.

(18) "Person" means a natural person, an individual, a partnership, association, joint-stock company, corporation, limited liability company, or any other unincorporated organization; except that "person" does not include any governmental organization.

(19.5) "Publicly traded corporation" means any person other than an individual that has a class of securities registered pursuant to section 12 of the federal "Securities Exchange Act of 1934", as amended, that is organized under the laws of and for which its principal place of business is located in one of the states or territories of the United States or District of Columbia or another country that authorizes the sale of marijuana and that:

(a) Has a class of securities registered pursuant to section 12 of the federal "Securities Exchange Act of 1934", as amended, that:

(I) Constitutes "covered securities" pursuant to section 18(b)(1)(A) of the federal "Securities Act of 1933", as amended; or

(II) Is qualified and quoted on the OTCQX or OTCQB tier of the OTC markets if:

(A) The person is then required to file reports and is filing reports on a current basis with the federal securities and exchange commission pursuant to the federal "Securities Exchange Act of 1934", as amended, as if the securities constituted "covered securities" as described in subsection (19.5)(a)(I) of this section; or

(B) The person is qualified and quoted on the OTCQX tier of the OTC markets and the person has established and is in
COMPLIANCE WITH CORPORATE GOVERNANCE MEASURES PURSUANT TO CORPORATE GOVERNANCE OBLIGATIONS IMPOSED ON SECURITIES QUALIFIED AND QUOTED ON THE OTCQX TIER OF THE OTC MARKETS;

(b) IS A CORPORATION THAT HAS A CLASS OF SECURITIES LISTED ON THE CANadian securities exchange, Toronto stock exchange, or other equity securities exchange recognized by the state licensing authority, if:

(I) The corporation constitutes a "foreign private issuer", as defined in rule 405 promulgated pursuant to the federal Securities Act of 1933", as amended, whose securities are exempt from registration pursuant to section 12 of the federal Securities Exchange Act of 1934", as amended, pursuant to rule 12g 3-2 (b) promulgated pursuant to the federal Securities Exchange Act of 1934", as amended; and

(II) The corporation has been, for the preceding three hundred sixty-five days or since the formation of the entity, in compliance with all governance and reporting obligations imposed by the relevant exchange on such corporation;

(c) IS reasonably identified as a publicly traded corporation by rule by the state licensing authority as a publicly traded corporation; or

(d) A "publicly traded corporation" described in subsection (19.5)(a), (19.5)(b), or (19.5)(c) of this section does not include:

(I) An "ineligible issuer", as defined in rule 405 promulgated pursuant to the federal "Securities Act of 1933", as amended, unless such publicly traded corporation satisfies the definition of ineligible issuer solely because it is one or more of the following and so long as the person is required to file reports and is filing reports on a current basis with the federal securities and exchange commission pursuant to the federal "Securities Exchange Act of 1934", as amended, as if the securities constituted "covered securities" as described in subsection (19.5)(a)(I) of this section:

(A) A "blank check company", as defined in rule 419 (a)(2) promulgated pursuant to the federal "Securities Act of 1933", as amended;

(B) An issuer in an offering of "penny stock", as defined in rule 3 a51-1 promulgated pursuant to the federal "Securities Exchange Act of 1934"; or

(C) A "shell company", as defined in rule 405 promulgated pursuant to the federal "Securities Act of 1933", as amended; and

(II) A person disqualified as a "bad actor" under rule 506 (d) promulgated pursuant to the federal "Securities Act of 1933", as amended.

(20) "Qualified limited passive investor" means a natural person who is a United States citizen and is a passive investor who owns less than a five percent share or shares of stock in a licensed retail marijuana business. "Qualified institutional investor" means:

(a) A bank as defined in section 3 (a)(6) of the federal Securities Exchange Act of 1934", as amended, provided the bank is current in all applicable reporting and record-keeping requirements under such act and rules promulgated thereunder;
(b) A bank holding company as defined in the Federal "Bank Holding Company Act of 1956", as amended, if the bank holding company is registered and current in all applicable reporting and record-keeping requirements under such act and rules promulgated thereunder;

(c) An insurance company as defined in section 2(a)(17) of the Federal "Investment Company Act of 1940", as amended, provided the insurance company is current in all applicable reporting and record-keeping requirements under such act and rules promulgated thereunder;

(d) An investment company registered under section 8 of the Federal "Investment Company Act of 1940", as amended, and subject to 15 U.S.C. sec. 80a-1 to 80a-64, if the investment company is current in all applicable reporting and record-keeping requirements under such act and rules promulgated thereunder;

(e) An employee benefit plan or pension fund subject to the Federal "Employee Retirement Income Security Act of 1974", excluding an employee benefit plan or pension fund sponsored by a licensee or an intermediary holding company licensee that directly or indirectly owns ten percent or more of a licensee;

(f) A state or federal government pension plan;

(g) A group comprised entirely of persons specified in subsections (20)(a) to (20)(f) of this section; or

(h) Any other entity identified by rule by the state licensing authority.

(20.5) "Reasonable cause" means just or legitimate grounds to believe that the particular requested action is necessary to fulfill the purposes of this article 12 or to protect public safety.

(24) "Retail marijuana establishment" means any of the following entities licensed pursuant to this article 12: A retail marijuana store, a retail marijuana cultivation facility, a retail marijuana products manufacturer, or a retail marijuana testing facility, a retail marijuana establishment operator, or a retail marijuana transporter.

(25) "Retail marijuana establishment operator" means an entity or a person who is not an owner and who is licensed to provide professional operational services to a retail marijuana establishment for direct remuneration from the retail marijuana establishment. A RETAIL MARIJUANA ESTABLISHMENT OPERATOR IS NOT, BY VIRTUE OF ITS STATUS AS RETAIL MARIJUANA ESTABLISHMENT OPERATOR, A CONTROLLING BENEFICIAL OWNER, OR A PASSIVE BENEFICIAL OWNER OF ANY RETAIL MARIJUANA ESTABLISHMENT IT OPERATES.

(32.5) "Security" means those terms as defined in section (2)(1) of the Federal "Securities Act of 1933", as amended.

(34) "Substantial justification" means a position or reason that has a reasonable basis both in law and in fact.

SECTION 13. In Colorado Revised Statutes, 44-12-202, amend (2)(d) and (3)(c)(IV); repeal (3)(a)(XXI); and add (6) and (7) as follows:

44-12-202. Powers and duties of state licensing authority - rules. (2) The state licensing authority has the authority to:

(d) Maintain the confidentiality of reports or other information obtained from a licensee containing any individualized data, information, or records related to the licensee or its operation, including sales
information, financial records, tax returns, credit reports, cultivation
information, testing results, and security information and plans, or
revealing any customer information, or any other records that are exempt
from public inspection pursuant to state law. Such reports or other
information may be used only for a purpose authorized by this article 12
FOR INVESTIGATION OR ENFORCEMENT OF ANY INTERNATIONAL, FEDERAL,
STATE, OR LOCAL SECURITIES LAW OR REGULATIONS, or for any other state
or local law enforcement purpose. Any customer information may be
used only for a purpose authorized by this article 12.

(3) (a) Rules promulgated pursuant to subsection (2)(b) of this
section must include but need not be limited to, the following subjects:

(XXI) The parameters and qualifications of an indirect beneficial
interest owner, and a qualified limited passive investor;

(c) Rules promulgated pursuant to subsection (2)(b) of this
section must also include the following subjects:

(IV) Development of individual identification cards for owners;

officers CONTROLLING BENEFICIAL OWNERS AND ANY PERSON EMPLOYED
BY, OPERATING, WORKING IN, OR HAVING UNESCORTED ACCESS TO THE
LIMITED ACCESS AREAS OF THE LICENSED PREMISES OF A RETAIL
MARIJUANA ESTABLISHMENT, managers, contractors, employees, and
other support staff of entities licensed pursuant to this article 12,
including a fingerprint-based criminal history record check as may be
required by the state licensing authority prior to issuing a card;

(6) (a) RULES PROMULGATED PURSUANT TO SUBSECTION (2)(b) OF
THIS SECTION MUST INCLUDE THE FOLLOWING SUBJECTS:

(I) OWNERSHIP AND FINANCIAL DISCLOSURE PROCEDURES AND
REQUIREMENTS PURSUANT TO THIS ARTICLE 12;

(II) RECORDS A RETAIL MARIJUANA ESTABLISHMENT IS REQUIRED
TO MAINTAIN REGARDING ITS CONTROLLING BENEFICIAL OWNERS,
PASSIVE BENEFICIAL OWNERS, AND INDIRECT FINANCIAL INTEREST
HOLDERS THAT MAY BE SUBJECT TO DISCLOSURE AT RENEWAL OR AS PART
OF ANY OTHER INVESTIGATION FOLLOWING INITIAL LICENSURE OF A
RETAIL MARIJUANA ESTABLISHMENT;

(III) PROCEDURES AND REQUIREMENTS FOR FINDINGS OF
SUITABILITY PURSUANT TO THIS ARTICLE 12, INCLUDING FEES NECESSARY
TO COVER THE DIRECT AND INDIRECT COSTS OF ANY SUITABILITY
INVESTIGATION;

(IV) PROCEDURES AND REQUIREMENTS CONCERNING THE
DIVESTITURE OF THE BENEFICIAL OWNERSHIP OF A PERSON FOUND
UNSUITABLE BY THE STATE LICENSING AUTHORITY;

(V) PROCEDURES, PROCESSES, AND REQUIREMENTS FOR
TRANSFERS OF OWNERSHIP INVOLVING A PUBLICLY TRADED
CORPORATION, INCLUDING BUT NOT LIMITED TO Mergers WITH A
PUBLICLY TRADED CORPORATION, INVESTMENT BY A PUBLICLY TRADED
CORPORATION, AND PUBLIC OFFERINGS;

(VI) DESIGNATION OF PERSONS THAT BY VIRTUE OF COMMON
CONTROL CONSTITUTE CONTROLLING BENEFICIAL OWNERS;

(VII) MODIFICATION OF THE PERCENTAGE OF SECURITIES THAT
MAY BE HELD BY A CONTROLLING BENEFICIAL OWNER AND PASSIVE
BENEFICIAL OWNER;

(VIII) DESIGNATION OF PERSONS THAT QUALIFY FOR AN
EXEMPTION FROM AN OTHERWISE REQUIRED FINDING OF SUITABILITY; AND

(IX) DESIGNATION OF INDIRECT FINANCIAL INTEREST HOLDERS
AND QUALIFIED INSTITUTIONAL INVESTORS.

(b) RULES PROMULGATED PURSUANT TO THIS SUBSECTION (6)
SHALL NOT BE ANY MORE RESTRICTIVE THAN THOSE EXPRESSLY
ESTABLISHED UNDER THIS ARTICLE 12.

(7) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND,
REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE
ISSUED PURSUANT TO THIS ARTICLE 12 IF THE STATE LICENSING
AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING
BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL
INTEREST HOLDER FAILED TO TIMELY FILE ANY REPORT, DISCLOSURE,
REGISTRATION STATEMENT, OR OTHER SUBMISSION REQUIRED BY ANY
STATE OR FEDERAL REGULATORY AUTHORITY THAT IS RELATED TO THE
CONDUCT OF THEIR ESTABLISHMENT.

SECTION 14. In Colorado Revised Statutes, 44-12-303, amend
(1) as follows:

44-12-303. State licensing authority - application and issuance
procedures. (1) Applications for a state license under the provisions of
this article 12 must be made to the state licensing authority on forms
prepared and furnished by the state licensing authority and must set forth
such information as the state licensing authority may require to enable the
state licensing authority to determine whether a state license should be
granted. The information must include the name and address of the
applicant and the names and addresses of the officers, directors, or
managers. DISCLOSURES REQUIRED BY SECTION 44-11-307.5. Each
application must be verified by the oath or affirmation of such person or
persons as the state licensing authority may prescribe. The state licensing
authority may issue a state license to an applicant pursuant to this section
upon completion of the applicable criminal history background check
associated with the application, and the state license is conditioned upon
local jurisdiction approval. A license applicant is prohibited from
operating a licensed retail marijuana business without state and local
jurisdiction approval. If the applicant does not receive local jurisdiction
approval within one year from the date of state licensing authority
approval, the state license shall expire and may not be renewed. If an
application is denied by the local licensing authority, the state licensing
authority shall revoke the state-issued license.

SECTION 15. In Colorado Revised Statutes, 44-12-305, amend
(1)(c), (1)(j), and (1)(k); and add (1)(c.1), (1)(c.2), (1)(l), (1)(m), (1)(n),
(1)(o), (1)(p), and (1)(q) as follows:

44-12-305. Persons prohibited as licensees - definition. (1) A
license provided by this article 12 shall not be issued to or held by:

(c) A person other than an individual if the criminal history of any
of its officers, directors, stockholders, or owners CONTROLLING
BENEFICIAL OWNERS indicates that the officer, director, stockholder, or
owner A CONTROLLING BENEFICIAL OWNER is not of good moral character
after considering the factors in section 24-5-101 (2); C.R.S.

(c.1) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION,
IF THE CRIMINAL HISTORY OF ANY OF ITS PASSIVE BENEFICIAL OWNERS
INDICATES THAT THE PERSON IS NOT OF GOOD MORAL CHARACTER AFTER
CONSIDERING THE FACTORS IN SECTION 24-5-101;

(c.2) A PERSON THAT IS A PUBLICLY TRADED CORPORATION, IF THE
CRIMINAL HISTORY OF ANY OF ITS KNOWN PASSIVE BENEFICIAL OWNERS
INDICATES THAT THE PERSON IS NOT OF GOOD MORAL CHARACTER AFTER
CONSIDERING THE FACTORS IN SECTION 24-5-101;

(j) A person applying for a license for a location that is currently
licensed as a retail food establishment or wholesale food registrant; or

(k) A publicly traded company ENTITY THAT DOES NOT
CONSTITUTE A PUBLICLY TRADED CORPORATION;

(i) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER,
PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER
THAT IS ORGANIZED OR FORMED UNDER THE LAWS OF A COUNTRY
DETERMINED BY THE UNITED STATES SECRETARY OF STATE TO HAVE
REPEATEDLY PROVIDED SUPPORT FOR ACTS OF INTERNATIONAL
TERRORISM OR INCLUDED AMONG THE LIST OF "COVERED COUNTRIES" IN
SECTION 1502 OF THE FEDERAL "DODD-FRANK WALL STREET REFORM
AND CONSUMER PROTECTION ACT", PUB.L. 111-203;

(m) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL
OWNER, THAT IS AN "INELIGIBLE ISSUER" PURSUANT TO SECTION
44-12-104 (19.5)(d)(1);

(n) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER
THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d)(1);

(o) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION
THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d)
PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933",
AS AMENDED, AND SUBJECT TO 17 CFR 230.406 (d)(1);

(p) A PERSON THAT IS A PUBLICLY TRADED CORPORATION THAT IS
OR HAS A KNOWN PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL
INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE
506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF
1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.406 (d)(1); OR

(q) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL
OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS PROHIBITED FROM ENGAGING IN TRANSACTIONS
PURSUANT TO THIS ARTICLE 12 DUE TO ITS DESIGNATION ON THE
"SPECIALLY DESIGNATED NATIONALS AND BLOCKED PERSONS" LIST
MAINTAINED BY THE FEDERAL OFFICE OF FOREIGN ASSETS CONTROL.

SECTION 16. In Colorado Revised Statutes, 44-12-306, amend
(1)(a)(II), (1)(a)(IV), (1)(b), and (3); repeal (2), (4), (5), (6), and (7); and
add (1)(a)(IV.5), (1)(a)(VI), and (1)(a)(VII) as follows:

44-12-306. Business and owner requirements - legislative
declaration - definition. (1) (a) The general assembly hereby finds and
declares that:

(II) The current regulatory structure for retail marijuana creates
a substantial barrier to investment from out-of-state interests AND
PUBLICLY TRADED CORPORATIONS;

(IV) Colorado retail marijuana businesses ESTABLISHMENTS need
to have ready access to capital from investors IN STATES FROM OUTSIDE OF
Colorado; and

(IV.5) UNDER CERTAIN CIRCUMSTANCES, PERMITTING PUBLICLY
TRADED CORPORATIONS TO HOLD AN INTEREST IN RETAIL MARIJUANA
ESTABLISHMENTS WILL BENEFIT COLORADO'S RETAIL MARIJUANA
MARKET;

(VI) PUBLICLY TRADED CORPORATIONS OFFERING SECURITIES FOR
INVESTMENT IN RETAIL MARIJUANA ESTABLISHMENTS MUST TELL THE
PUBLIC THE TRUTH ABOUT THEIR BUSINESS, THE SECURITIES THEY ARE
SELLING, AND THE RISKS INVOLVED WITH INVESTING IN RETAIL
MARIJUANA ESTABLISHMENTS, AND PEOPLE THAT SELL AND TRADE
SECURITIES RELATED TO RETAIL MARIJUANA ESTABLISHMENTS ARE
PROHIBITED FROM ENGAGING IN DECEIT, MISREPRESENTATIONS, AND
OTHER FRAUD IN THE SALE OF THE SECURITIES; AND

(VII) RECOGNIZING THAT PARTICIPATION BY PUBLICLY TRADED
CORPORATIONS IN COLORADO'S RETAIL MARIJUANA INDUSTRY CREATES
AN INCREASED NEED TO ASSESS BARRIERS OF ENTRY FOR MINORITY- AND
WOMAN-OWNED BUSINESSES, WITH SUCH EFFORTS BEING MADE TO
IDENTIFY SOLUTIONS TO ARRIVE AT A GREATER BALANCE AND FOR
FURTHER EQUITY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, AND
IN A MANNER THAT IS CONSISTENT WITH THE PUBLIC SAFETY AND
ENFORCEMENT GOALS AS STATED HEREIN, IT IS THEREFORE OF
SUBSTANTIVE IMPORTANCE TO ADDRESS THE LACK OF MINORITY- AND
WOMAN-OWNED BUSINESSES' INCLUSION IN COLORADO'S RETAIL
MARIJUANA INDUSTRY, SOCIAL JUSTICE ISSUES ASSOCIATED WITH
MARIJUANA PROHIBITION, SUITABILITY ISSUES RELATING TO PAST
CONVICTIONS FOR POTENTIAL LICENSEES, LICENSING FEES, AND ECONOMIC
CHALLENGES THAT ARISE WITH THE APPLICATION PROCESSES.

(b) Therefore, the general assembly is providing a mechanism for
Colorado retail marijuana businesses to access capital from investors in other states AND FROM CERTAIN PUBLICLY TRADED
CORPORATIONS PURSUANT TO THIS SECTION AND SECTION 44-12-306.5.

(2) A direct beneficial interest owner who is a natural person must
either:

(a) Have been a resident of Colorado for at least one year prior to
the date of the application; or

(b) Be a United States citizen prior to the date of the application.

(3) (a) A retail marijuana business may be comprised of an
unlimited number of direct beneficial interest owners that have been
residents of Colorado for at least one year prior to the date of the
application:

(b) On and after January 1, 2017, A retail marijuana business that
is composed of one or more direct beneficial interest owners who have
not been Colorado residents for at least one year prior to application
shall have at least one EXECUTIVE officer who has been
a Colorado resident for at least one year prior to application and all officers
NATURAL PERSONS with day-to-day operational control over the business must be Colorado residents. for at
least one year prior to application. A retail marijuana business under this
subsection (3)(b) is limited to no more than fifteen direct beneficial
interest owners, including all parent and subsidiary entities, all of whom
are natural persons:

(c) Notwithstanding the requirements of subsection (3)(b) of this
section, the state licensing authority may review the limitation on the
number of direct beneficial interest owners and may increase the number
of allowable interests above fifteen based on reasonable considerations
such as developments in state and federal financial regulations, market
conditions, and the licensee's ability to access legitimate sources of
capital.

A PERSON, OTHER THAN AN INDIVIDUAL, THAT IS A RETAIL
MARIJUANA ESTABLISHMENT OR A CONTROLLING BENEFICIAL OWNER
SHALL APPOINT AND CONTINUOUSLY MAINTAIN A REGISTERED AGENT
THAT SATISFIES THE REQUIREMENTS OF SECTION 7-90-701.

THE RETAIL MARIJUANA ESTABLISHMENT SHALL INFORM THE STATE LICENSING
AUTHORITY OF A CHANGE IN THE REGISTERED AGENT WITHIN TEN DAYS
AFTER THE CHANGE.

(d) A direct beneficial interest owner that is a closely held
business entity must consist entirely of natural persons who are United
States citizens prior to the date of the application, including all parent
and subsidiary entities:

(4) A retail marijuana business may include qualified institutional
investors that own thirty percent or less of the retail marijuana business.
(5) (a) A person who intends to apply as a direct beneficial interest owner and is not a Colorado resident for at least one year prior to the date of application shall first submit a request to the state licensing authority for a finding of suitability as a direct beneficial interest owner. The person shall receive a finding of suitability prior to submitting an application to the state licensing authority to be a direct beneficial interest owner. Failure to receive a finding of suitability prior to application is grounds for denial by the state licensing authority.

(b) The state licensing authority shall perform a limited initial background check on qualified limited passive investors. If the initial background check provides reasonable cause for additional investigation, the state licensing authority may require a full background check.

(6) The state licensing authority shall review the retail marijuana business's operating documents to ensure compliance with this section.

(7) For purposes of this section, unless the context otherwise requires, "institutional investor" means:

(a) A bank as defined in section 3 (a)(6) of the federal "Securities Exchange Act of 1934", as amended;

(b) An insurance company as defined in section 2 (a)(17) of the federal "Investment Company Act of 1940", as amended;

(c) An investment company registered under section 8 of the federal "Investment Company Act of 1940", as amended;

(d) An investment adviser registered under section 203 of the federal "Investment Advisers Act of 1940", as amended;

(e) Collective trust funds as defined in section 3 (c)(11) of the federal "Investment Company Act of 1940", as amended;

(f) An employee benefit plan or pension fund that is subject to the federal "Employee Retirement Income Security Act of 1974", as amended, excluding an employee benefit plan or pension fund sponsored by a licensee or an intermediary or holding company licensee that directly or indirectly owns five percent or more of a licensee;

(g) A state or federal government pension plan;

(h) A group comprised entirely of persons specified in subsections (7)(a) to (7)(g) of this section; or

(i) Any other entity identified through rule by the state licensing authority.

SECTION 17. In Colorado Revised Statutes, add 44-12-306.5 and 44-12-306.6 as follows:

44-12-306.5. Business owner and financial interest disclosure requirements. (1) Applicants for the issuance of a state license shall disclose to the state licensing authority the following:

(a) A complete and accurate organizational chart of the retail marijuana establishment reflecting the identity and ownership percentages of its controlling beneficial owners;

(b) The following information regarding all controlling beneficial owners of the retail marijuana establishment:

(I) If the controlling beneficial owner is a publicly traded corporation, the applicant shall disclose the controlling beneficial owners' executive officers, members of its board of directors, and any beneficial owners that directly or indirectly beneficially own ten percent or more of the securities in a retail marijuana establishment;

(II) If the controlling beneficial owner is not a publicly traded corporation and is not a qualified private fund, the applicant shall disclose the controlling beneficial owners'
EXECUTIVE OFFICERS, MANAGERS AS DEFINED IN SECTION 7-90-102
(35.7), AND ANY BENEFICIAL OWNERS THAT DIRECTLY OR INDIRECTLY
BENEFICIALLY OWN TEN PERCENT OR MORE OF THE SECURITIES IN A
RETAIL MARIJUANA ESTABLISHMENT;

(III) IF THE CONTROLLING BENEFICIAL OWNER IS A QUALIFIED
PRIVATE FUND, THE APPLICANT SHALL DISCLOSE A COMPLETE AND
ACCURATE ORGANIZATIONAL CHART OF THE QUALIFIED PRIVATE FUND
REFLECTING THE IDENTITY AND OWNERSHIP PERCENTAGES OF THE
QUALIFIED PRIVATE FUNDS’ EXECUTIVE OFFICERS, MANAGERS AS DEFINED
IN SECTION 7-90-102 (35.7), INVESTMENT ADVISERS, INVESTMENT
ADVISER REPRESENTATIVES, ANY TRUSTEE OR EQUIVALENT, AND ANY
OTHER PERSON THAT CONTROLS THE INVESTMENT IN, OR MANAGEMENT
OR OPERATIONS OF, THE RETAIL MARIJUANA ESTABLISHMENT;

(IV) IF THE CONTROLLING BENEFICIAL OWNER IS A NATURAL
PERSON, THE APPLICANT SHALL DISCLOSE THE NATURAL PERSON’S
IDENTIFYING INFORMATION;

(c) ANY PASSIVE BENEFICIAL OWNER THAT IS ALSO AN INDIRECT
FINANCIAL INTEREST HOLDER IN THE RETAIL MARIJUANA ESTABLISHMENT;

(d) ANY INDIRECT FINANCIAL INTEREST HOLDER THAT HOLDS TWO
OR MORE INDIRECT FINANCIAL INTERESTS IN THE RETAIL MARIJUANA
ESTABLISHMENT.

(2) THE STATE LICENSING AUTHORITY MAY REQUEST THAT THE
RETAIL MARIJUANA ESTABLISHMENT DISCLOSE THE FOLLOWING:

(a) EACH BENEFICIAL OWNER AND AFFILIATE OF AN APPLICANT,
RETAIL MARIJUANA ESTABLISHMENT, OR CONTROLLING BENEFICIAL
OWNER THAT IS NOT A PUBLICLY TRADED CORPORATION OR A QUALIFIED
PRIVATE FUND; AND

(b) EACH AFFILIATE OF A CONTROLLING BENEFICIAL OWNER THAT
IS A QUALIFIED PRIVATE FUND.

(3) FOR REASONABLE CAUSE, THE STATE LICENSING AUTHORITY
MAY REQUIRE DISCLOSURE OF:

(a) A COMPLETE AND ACCURATE LIST OF EACH NONOBJECTING
BENEFICIAL INTEREST OWNER OF AN APPLICANT, LICENSEE, OR
CONTROLLING BENEFICIAL OWNER THAT IS A PUBLICLY TRADED
CORPORATION;

(b) PASSIVE BENEFICIAL OWNERS OF THE RETAIL MARIJUANA
ESTABLISHMENT, AND FOR ANY PASSIVE BENEFICIAL INTEREST OWNER
THAT IS NOT A NATURAL PERSON, THE MEMBERS OF THE BOARD OF
DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS, MANAGERS OR
EXECUTIVE OFFICERS AND TEN PERCENT OR MORE OWNERS OF THE
PASSIVE BENEFICIAL OWNER;

(c) A LIST OF EACH BENEFICIAL OWNER IN A QUALIFIED PRIVATE
FUND THAT IS A CONTROLLING BENEFICIAL OWNER;

(d) ALL INDIRECT FINANCIAL INTEREST HOLDERS OF THE RETAIL
MARIJUANA ESTABLISHMENT, AND FOR ANY INDIRECT FINANCIAL
INTEREST HOLDER THAT IS NOT A NATURAL PERSON, THE MEMBERS OF THE
BOARD OF DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS,
MANAGERS OR EXECUTIVE OFFICERS AND TEN PERCENT OR MORE
BENEFICIAL OWNERS OF THE INDIRECT FINANCIAL INTEREST HOLDER.

(4) AN APPLICANT OR RETAIL MARIJUANA ESTABLISHMENT THAT
IS NOT A PUBLICLY TRADED CORPORATION SHALL AFFIRM UNDER PENALTY
OF PERJURY THAT IT EXERCISED REASONABLE CARE TO CONFIRM THAT ITS
PASSIVE BENEFICIAL OWNERS, INDIRECT FINANCIAL INTEREST HOLDERS,
AND QUALIFIED INSTITUTIONAL INVESTORS ARE NOT PERSONS PROHIBITED
PURSUANT TO SECTION 44-12-305, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST UNDER THIS ARTICLE 12. AN APPLICANT’S OR LICENSEE’S FAILURE TO EXERCISE REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION, REVOCAITION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(5) AN APPLICANT OR RETAIL MARIJUANA ESTABLISHMENT THAT IS A PUBLICLY TRADED CORPORATION SHALL AFFIRM UNDER PENALTY OF PERJURY THAT IT EXERCISED REASONABLE CARE TO CONFIRM THAT ITS KNOWN PASSIVE BENEFICIAL OWNERS, KNOWN INDIRECT FINANCIAL INTEREST HOLDERS, AND QUALIFIED INSTITUTIONAL INVESTORS ARE NOT PERSONS PROHIBITED PURSUANT TO SECTION 44-12-305, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST UNDER THIS ARTICLE 12. AN APPLICANT’S OR LICENSEE’S FAILURE TO EXERCISE REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION, REVOCAITION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(6) THIS SECTION DOES NOT RESTRICT THE STATE LICENSING AUTHORITY’S ABILITY TO REASONABLY REQUEST INFORMATION OR RECORDS AT RENEWAL OR AS PART OF ANY OTHER INVESTIGATION FOLLOWING INITIAL LICENSURE OF A RETAIL MARIJUANA ESTABLISHMENT.

(7) THE SECURITIES COMMISSIONER MAY, BY RULE OR ORDER, REQUIRE ADDITIONAL DISCLOSURES IF SUCH INFORMATION IS FULL AND FAIR WITH RESPECT TO THE INVESTMENT OR IN THE INTEREST OF INVESTOR PROTECTION.

44-12-306.6. Business owner and financial interest suitability requirements. (1) THIS SECTION APPLIES TO ALL PERSONS REQUIRED TO SUBMIT A FINDING OF SUITABILITY.

(2) ANY PERSON INTENDING TO BECOME A CONTROLLING BENEFICIAL OWNER OF ANY RETAIL MARIJUANA ESTABLISHMENT, EXCEPT AS OTHERWISE PROVIDED IN SECTION 44-12-308 (4), SHALL FIRST SUBMIT A REQUEST TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY OR AN EXEMPTION FROM AN OTHERWISE REQUIRED FINDING OF SUITABILITY.

(3) FOR REASONABLE CAUSE, ANY OTHER PERSON THAT WAS DISCLOSED OR THAT SHOULD HAVE BEEN DISCLOSED PURSUANT TO SECTION 44-12-306.5, INCLUDING BUT NOT LIMITED TO A PASSIVE BENEFICIAL OWNER, SHALL SUBMIT A REQUEST FOR A FINDING OF SUITABILITY.

(4) FAILURE TO PROVIDE ALL REQUESTED INFORMATION IN CONNECTION WITH A REQUEST FOR A FINDING OF SUITABILITY IS GROUNDS FOR DENIAL OF THAT FINDING OF SUITABILITY.

(5) FAILURE TO RECEIVE ALL REQUIRED FINDINGS OF SUITABILITY IS GROUNDS FOR DENIAL OF AN APPLICATION OR FOR SUSPENSION, REVOCAITION, OR OTHER SANCTION AGAINST THE LICENSE BY THE STATE LICENSING AUTHORITY. FOR INITIAL APPLICATIONS, THE FINDING OF SUITABILITY SHALL BE REQUIRED PRIOR TO SUBMITTING THE APPLICATION FOR LICENSURE.

(6) ANY PERSON REQUIRED TO OBTAIN A FINDING OF SUITABILITY SHALL DO SO ON FORMS PROVIDED BY THE STATE LICENSING AUTHORITY AND MUST CONTAIN SUCH INFORMATION AS THE STATE LICENSING AUTHORITY MAY REQUIRE. EACH SUITABILITY APPLICATION MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF THE PERSONS PRESCRIBED BY THE STATE LICENSING AUTHORITY.

(7) A PERSON REQUESTING A FINDING OF SUITABILITY SHALL PROVIDE THE STATE LICENSING AUTHORITY WITH A DEPOSIT TO COVER THE DIRECT AND INDIRECT COSTS OF ANY INVESTIGATION NECESSARY TO
DETERMINE ANY REQUIRED FINDING OF SUITABILITY. THE STATE LICENSING AUTHORITY MAY MAKE FURTHER RULES REGARDING THE DEPOSIT AND DIRECT AND INDIRECT COSTS THAT SHALL BE BILLED AGAINST THE DEPOSIT.

(8) WHEN DETERMINING WHETHER A PERSON IS SUITABLE OR UNSUITABLE FOR LICENSURE, THE STATE LICENSING AUTHORITY MAY CONSIDER THE PERSON'S CRIMINAL CHARACTER OR RECORD, LICENSING CHARACTER OR RECORD, OR FINANCIAL CHARACTER OR RECORD.

(9) A PERSON THAT WOULD OTHERWISE BE REQUIRED TO OBTAIN A FINDING OF SUITABILITY MAY REQUEST AN EXEMPTION FROM THE STATE LICENSING AUTHORITY AS DETERMINED BY RULE.

(10) ABSENT SUBSTANTIAL JUSTIFICATION, THE STATE LICENSING AUTHORITY SHALL APPROVE OR DENY A REQUEST FOR A FINDING OF SUITABILITY WITHIN ONE HUNDRED TWENTY DAYS FROM THE DATE OF SUBMISSION OF THE REQUEST FOR SUCH FINDING.

(11) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND, REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE ISSUED PURSUANT TO THIS ARTICLE 12 IF THE STATE LICENSING AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER TO BE UNSUITABLE PURSUANT TO THIS SECTION.

SECTION 18. In Colorado Revised Statutes, 44-12-308, amend (2); and add (3) and (4) as follows:

44-12-308. Transfer of ownership. (2) For a transfer of ownership involving a controlling beneficial owner, a license holder shall apply to the state licensing authority on forms prepared and furnished by the state licensing authority. Upon receipt of an application for transfer of ownership, the state licensing authority shall submit, within seven days, a copy of the application to the local jurisdiction to determine whether the transfer complies with local restrictions on transfer of ownership. In determining whether to permit a transfer of ownership, the state licensing authority shall consider only the requirements of this article 12, any rules promulgated by the state licensing authority, and any other local restrictions. The local jurisdiction may hold a hearing on the application for transfer of ownership. The local jurisdiction shall not hold a hearing pursuant to this subsection (2) until the local jurisdiction has posted a notice of hearing in the manner described in section 44-12-302 (1) on the licensed premises for a period of ten days and has provided notice of the hearing to the applicant at least ten days prior to the hearing. Any transfer of ownership hearing by the state licensing authority shall be held in compliance with the requirements specified in section 44-12-303.

(3) FOR A TRANSFER OF OWNERSHIP INVOLVING A PASSIVE BENEFICIAL OWNER, THE LICENSE HOLDER SHALL NOTIFY THE STATE LICENSING AUTHORITY ON FORMS PREPARED AND FURNISHED BY THE STATE LICENSING AUTHORITY WITHIN FORTY-FIVE DAYS TO THE EXTENT DISCLOSURE IS REQUIRED BY SECTION 44-12-306.5.

(4) A PERSON THAT BECOMES A CONTROLLING BENEFICIAL OWNER OF A PUBLICLY TRADED CORPORATION THAT IS A RETAIL MARIJUANA ESTABLISHMENT OR THAT BECOMES A BENEFICIAL OWNER, THROUGH DIRECT OR INDIRECT OWNERSHIP OF A CONTROLING BENEFICIAL OWNER, OF TEN PERCENT OR MORE OF A RETAIL MARIJUANA ESTABLISHMENT THAT IS A PUBLICLY TRADED CORPORATION MUST DISCLOSE THE INFORMATION REQUIRED BY SECTION 44-12-306.5 AND APPLY TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY OR EXEMPTION FROM A
FINDING OF SUITABILITY PURSUANT TO SECTION 44-12-306.6 WITHIN
FORTY-FIVE DAYS AFTER BECOMING SUCH A CONTROLLING BENEFICIAL
OWNER. A LICENSEE SHALL NOTIFY EACH PERSON THAT IS SUBJECT TO
THIS SUBSECTION (4) OF ITS REQUIREMENTS AS SOON AS THE LICENSEE
BECOMES AWARE OF THE BENEFICIAL OWNERSHIP TRIGGERING THE
REQUIREMENT, PROVIDED THAT THE OBLIGATIONS OF THE PERSON
SUBJECT TO THIS SUBSECTION (4) ARE INDEPENDENT OF, AND UNAFFECTED
BY, THE LICENSEE’S FAILURE TO GIVE THE NOTICE.

SECTION 19. In Colorado Revised Statutes, 44-12-309, amend
(3), (5), and (10) as follows:

44-12-309. Licensing in general. (3) A retail marijuana
establishment that is not a publicly traded corporation shall
notify the state licensing authority in writing of the name, address, and
date of birth of an CONTROLLING BENEFICIAL owner or officer or
manager before the new CONTROLLING BENEFICIAL owner or officer or
manager begins managing, owning, or associating with the operation.
The CONTROLLING BENEFICIAL owner, officer, manager, or employee
must pass a fingerprint-based criminal history record check as required
by the state licensing authority and obtain the required identification prior
to being associated with, managing, owning, or working at the operation.

SECTION 20. In Colorado Revised Statutes, 44-12-312, amend
(1) as follows:

44-12-312. Unlawful financial assistance. (1) The state
licensing authority shall require a complete disclosure of all persons
having a direct or indirect financial interest, and the extent of such
interest, in each license issued
PURSUANT TO SECTION 44-12-306.5 WITH each license issued
under this article 12.

SECTION 21. In Colorado Revised Statutes, amend 44-12-407
as follows:

44-12-407. Retail marijuana business operator license. A retail
marijuana business operator license may be issued to a person who
operates a retail marijuana establishment licensed pursuant to this article
12, for an owner ANOTHER RETAIL MARIJUANA ESTABLISHMENT licensed
pursuant to this article 12, and who may receive a portion of the profits
as compensation.

SECTION 22. In Colorado Revised Statutes, 44-12-901, add (6)
as follows:
44-12-901. Unlawful acts - exceptions. (6) (a) It is unlawful for a person to engage in any act or omission with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this article 12, including but not limited to the following:

(I) Failing to file a report required under this article 12 or causing or attempting to cause a person to fail to file such a report;

(II) Filing or causing or attempting to cause a person to file a report required under this article 12 that contains a material omission or misstatement of fact;

(III) Making false or misleading statements regarding the offering of interests of a retail marijuana establishment; or

(IV) Structuring any transaction with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this article 12.

(b) The state licensing authority may deny, suspend, revoke, fine, or impose other sanction against a person's license issued under this article 12 if the state licensing authority finds a violation of this subsection (6) by the person, the person's controlling beneficial owner, passive beneficial owner, indirect financial interest holder, or any agent or employee thereof.

SECTION 23. Applicability. This act applies to applications made on or after November 1, 2019.

SECTION 24. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

HB19-1147 be referred favorably to the Committee on Appropriations.

HB19-1167 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, strikes lines 13 through 27.

Page 5, strike line 1 and substitute:

"(e)(I) "PERSONAL INFORMATION" MEANS PERSONAL IDENTIFYING INFORMATION AS DEFINED IN SECTION 6-1-713 (2)(b)."

Page 16, line 9, strike "NOTARIAL ACT" and substitute "REMOTE NOTARIZATION".

Page 16, strike lines 12 and 13 and substitute "OR PROCESS A TRANSACTION OF WHICH THE ELECTRONIC RECORD TO WHICH THE REMOTE NOTARIZATION RELATES IS AN INTEGRAL PART.".

Page 16, line 15, after "WHEN" insert "AND TO THE EXTENT".

Page 16, line 16, strike everything after "WITH".
Page 16, line 17, strike everything before "RESPONDING" and substitute "THE REQUIREMENTS OF THIS PART 5 OR OTHER OBLIGATIONS IMPOSED BY APPLICABLE STATE OR FEDERAL LAW, OR".

HB19-1184 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, strike lines 4 through 10 and substitute:

"2-2-322.5. Demographic notes - definitions. (1) For purposes of this section:
(a) "Demographic note" means a note that uses available data to outline the potential effects of a legislative measure on disparities within the state, including a statement of whether the measure is likely to increase or decrease disparities to the extent the data is available.
(b) "Disparities" means the difference in economic, employment, health, education, or public safety outcomes between the state population as a whole and subgroups of the population defined by socioeconomic status, race, ethnicity, sex, gender identity, sexual orientation, disability, geography, or any other relevant characteristic for which data are available."

Page 4, after line 7 insert:

"(4) The director of research may seek, accept, and expend gifts, grants, or donations from private or public sources for the purpose of paying for training on demographic notes for the staff of the Legislative Council."

SB19-016 be referred favorably to the Committee on Appropriations.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1191 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, strike lines 2 through 8 and substitute:

"(1) "Agricultural operations" has the same meaning as specified in section 35-3.5-102 (4)."

Page 4, line 13, after "LOCATED." add "A farm stand may sell and
DISPLAY AGRICULTURAL PRODUCTS RESULTING FROM AGRICULTURAL OPERATIONS NOT CONDUCTED ON THE PRINCIPAL USE SITE TO THE EXTENT PERMITTED BY THE APPLICABLE LOCAL GOVERNMENT.”.

Page 4, strike lines 21 through 27 and substitute "PROVISION OF LAW, A FARM STAND MAY BE LOCATED ON A PARCEL OF ANY SIZE. THE RETAIL SALE OF GOODS TO THE PUBLIC BY A FARM STAND MUST INCLUDE GOODS OR OTHER AGRICULTURAL PRODUCTS THAT ARE GROWN OR PRODUCED ON THE PRINCIPAL USE SITE ON WHICH THE FARM STAND IS LOCATED OR MAY INCLUDE AGRICULTURAL PRODUCTS RESULTING FROM AGRICULTURAL OPERATIONS THAT ARE NOT CONDUCTED ON THE PRINCIPAL USE SITE TO THE EXTENT PERMITTED BY THE APPLICABLE LOCAL GOVERNMENT. NOTHING IN THIS ARTICLE 30 PROHIBITS A LOCAL GOVERNMENT FROM REQUIRING THE OPERATOR OF A FARM STAND TO OBTAIN A VALID LICENSE OR PERMIT PRIOR TO OPERATING THE FARM STAND BUT IN NO WAY SHALL SUCH LOCAL PERMITTING OR LICENSING REQUIREMENTS DENY THE USE OF THE SITE AS DESCRIBED IN THIS SECTION.”.

Page 5, strike lines 1 through 5.

HB19-1200 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 24, after "LOCATION" insert "BETWEEN".

HB19-1202 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 16, before line 24, insert:

"SECTION 4. In Colorado Revised Statutes, repeal article 82.6 of title 22.”.

Renumber succeeding section accordingly.

_______________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1217, 1218.

_______________

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-042.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith:

HB19-1152.

The Senate has concurred in House Amendments to SB19-029 and the Bill has been repassed as amended.

INTRODUCTION OF BILLS

First Reading

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

HB19-1219 by Representative(s) Gonzales-Gutierrez--Concerning modernization of the permanency hearing statutes.
Committee on Judiciary

HB19-1220 by Representative(s) Sullivan--Concerning allowing a court facility dog to accompany a witness during testimony.
Committee on Judiciary

HB19-1221 by Representative(s) Coleman and Valdez A.; also Senator(s) Bridges and Pettersen--Concerning the regulation of electric scooters.
Committee on Transportation & Local Government

HB19-1222 by Representative(s) Kipp and McCluskie--Concerning a grant program to reduce the amount of the international baccalaureate exam fee paid by students.
Committee on Education
Committee on Appropriations

HB19-1223 by Representative(s) Michaelson Jenet and Larson, Landgraf; also Senator(s) Winter--Concerning application assistance for persons seeking federal disability benefits.
Committee on State, Veterans, & Military Affairs
Committee on Appropriations

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Tipper, the following item(s) on the Calendar were laid over until March 6, retaining place on Calendar:

Consideration of Conference Committee Report(s)--SB19-128.
On motion of Representative Tipper, the House adjourned until 9:00 a.m., March 6, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Cynthia Cearley, Centennial.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Isabella Robles, Arrupe Jesuit High School, Denver.

The roll was called with the following result:

Present--65.

The Speaker declared a quorum present.

On motion of Representative Geitner, the reading of the journal of March 5, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 6, 2019 only:

Business Affairs and Labor
Representative McCluskie to replace Representative Snyder

Transportation and Local Government
Representative Singer to replace Representative Gray

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1201 by Representative(s) Kipp and Wilson; also Senator(s) Coram--Concerning the ability of a board of education of a school district to meet in executive session to discuss the district's strategy in conducting negotiations relating to certain employment-related agreements.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Cutter, Exum, Galindo, McCluskie, McLachlan, Michaelson Jenet, Mullica, Titone, Valdez D.

HB19-1180 by Representative(s) Geitner; also Senator(s) Gardner and Lee--Concerning the clarification of the definition of a police working horse for the purpose of cruelty to animals.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buentello, Duran, Gray, Titone, Van Winkle, Speaker
SB19-049 by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning increasing the statute of limitations for certain failure to report child sexual abuse crimes.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Carver, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Mullica, Roberts, Saine, Snyder, Soper, Titone, Valdez D., Van Winkle, Speaker

HB19-1150 by Representative(s) Titone; also Senator(s) Danielson--Concerning the recreation of the consumer insurance council as an advisory body to the commissioner of insurance.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
SB19-009 by Senator(s) Todd, Coram; also Representative(s) McLachlan and Wilson--Concerning providing financial incentives for educators to work in rural areas.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Hansen, Jaquez Lewis, Kennedy, Lontine, McCluskie, Michaelson Jenet, Mullica, Roberts, Sirota, Sullivan, Weissman

SB19-025 by Senator(s) Smallwood; also Representative(s) Hooton--Concerning providing information to public school students regarding laws that provide for the safe abandonment of newborn children.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
**HB19-1166** by Representative(s) Singer and Larson; also Senator(s) Zenzinger--Concerning name-based criminal history record checks, and, in connection therewith, requiring certain persons and entities to submit to a name-based criminal history record check as a condition of employment, appointment, registration, licensure, or certification.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

---

**SB19-035** by Senator(s) Court; also Representative(s) Benavidez--Concerning enforcement measures available to the department of revenue for the collection of delinquent taxes, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

---

**HB19-1209** by Representative(s) Froelich and Valdez A.; also Senator(s) Bridges--Concerning repealing aeronautical reporting requirements.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Galindo, Gray, McKean, Tipper

SB19-046 by Senator(s) Tate, Moreno, Zenzinger; also Representative(s) Arndt, Hooton, McKeane--Concerning an amendment to the definition of "appraisal management company" to align with the definition in federal law.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-128 by Senator(s) Moreno and Todd, Zenzinger, Rankin; also Representative(s) Esgar and McLachlan, Hansen, Ransom--Concerning adjustments to appropriations in the
2018-19 fiscal year for state share of total program funding for school finance, and, in connection therewith, making and reducing appropriations.


On motion of Representative Esgar, the Conference Committee Report was adopted by the following roll call vote:

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</table>

The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Kraft-Tharp, McKean

________________________
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until March 7, retaining place on Calendar:


House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1190 be postponed indefinitely.

HB19-1192 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 6, line 18, strike "FIFTEEN" and substitute "SIXTEEN".

Page 7, after line 5 insert:

"(V) ONE MEMBER FROM THE LESBIAN, GAY, BISEXUAL, AND TRANSGENDER COMMUNITY;".

Renumber succeeding subparagraphs accordingly.

Page 7, line 6, strike "REPRESENTS AN EDUCATORS' UNION;" and substitute "IS A TEACHER AND HOLDS AN INITIAL OR PROFESSIONAL TEACHER LICENSE PURSUANT TO ARTICLE 60.5 OF TITLE 22;".

HB19-1203 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, after line 10 insert:

"(c) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN COLORADO THAT THE DEPARTMENT OF EDUCATION, CREATED IN SECTION 24-1-115, DETERMINES IS RURAL, BASED ON THE GEOGRAPHIC SIZE OF THE SCHOOL DISTRICT AND THE DISTANCE OF THE SCHOOL DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA.".
Reletter succeeding paragraphs accordingly.

Page 4, line 19, after "DEPARTMENT" insert "OF EDUCATION, CREATED IN SECTION 24-1-115,".

Page 5, line 4, after "(4)" insert "(a)", and strike the first "A" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (4)(b) OF THIS SECTION, A".

Page 5, after line 9 insert:
"(b) A SMALL RURAL SCHOOL DISTRICT OR RURAL SCHOOL DISTRICT AWARDED A GRANT PURSUANT TO THIS SECTION SHALL FIRST MAKE REASONABLE EFFORTS TO USE THE GRANT MONEY TO HIRE A SCHOOL NURSE FOR THE SELECTED SCHOOL OR SCHOOLS. IF A SMALL RURAL SCHOOL DISTRICT OR RURAL SCHOOL DISTRICT CAN DEMONSTRATE TO THE DEPARTMENT THAT IT IS UNABLE TO FIND A SCHOOL NURSE TO FILL THE SCHOOL NURSE POSITION, THE SMALL RURAL SCHOOL DISTRICT OR RURAL SCHOOL DISTRICT MAY USE THE GRANT MONEY TO CONTRACT WITH A LOCAL PUBLIC HEALTH AGENCY ESTABLISHED PURSUANT TO SECTION 25-1-506, A FEDERALLY QUALIFIED HEALTH CENTER AS DEFINED IN SECTION 25-3-101 (2)(a)(III)(A), OR OTHER SIMILAR COMMUNITY HEALTH CARE PROVIDER TO PROVIDE HEALTH SERVICES TO THE SELECTED SCHOOL OR SCHOOLS. THE PERSON PROVIDING HEALTH SERVICES MUST MEET OR EXCEED THE ACADEMIC AND PROFESSIONAL QUALIFICATIONS OF A SCHOOL NURSE."

Page 5, line 23, strike "DISTRICT;" and substitute "DISTRICT OR RURAL SCHOOL DISTRICT;".

Page 7, line 1, strike "DISTRICT;" and substitute "DISTRICT OR RURAL SCHOOL DISTRICT;".

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1065 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1205 be referred favorably to the Committee on Appropriations.

SB19-100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 8, line 19, strike "FOUR" and substitute "SIX".

Page 8, line 23, strike "FOUR" and substitute "SIX".

**TRANSPORTATION & LOCAL GOVERNMENT**

After consideration on the merits, the Committee recommends the following:

- **HB19-1067** be postponed indefinitely.
- **HB19-1207** be referred to the Committee of the Whole with favorable recommendation.

**PRINTING REPORT**

The Chief Clerk reports the following bills have been correctly printed:

- **HB19-1219, 1220, 1221, 1222, 1223**.

**MESSAGE FROM THE SENATE**

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

- **SB19-078** Amended in General Orders as printed in Senate Journal, March 5, 2019.
- **SB19-138** Amended in General Orders as printed in Senate Journal, March 5, 2019.
- **HB19-1114** Amended in General Orders as printed in Senate Journal, March 5, 2019.

**MESSAGE(S) FROM THE REVISOR**

We herewith transmit:

without comment, as amended, **HB19-1114**.

without comment, as amended, **SB19-078 and 138**.

**INTRODUCTION OF BILL**

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

- **HB19-1224** by Representative(s) Herod, Armdt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Hooton, Jackson,
Committee on Judiciary

On motion of Representative Garnett, the following bill(s) calendared for General Orders, March 8, will be calendared for March 15, 2019: HB19-1076.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 7, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIYLN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Paul Felix, Kris Proch, Jackson Raugust, Jason Kadis, Scout Troop 127, Centennial.

The roll was called with the following result:

Present--60.
Excused--Representative(s) Becker, Exum, Jacquez Lewis, Saine, Sandridge--5.
Present after roll call--Representative(s) Becker, Exum, Saine, Sandridge.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Geitner, the reading of the journal of March 6, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Snyder, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-032 by Senator(s) Scott; also Representative(s) McCluskie--Concerning the routing of hazardous materials being transported on the roadways of the state.
Amendment No. 1, Transportation & Local Government Report, dated February 26, 2019, and placed in member's bill file; Report also printed in House Journal, February 27, 2019.

Amendment No. 2, by Representative(s) McCluskie.

Amend reengrossed bill, page 4, line 12, strike "RESORTS." and substitute "RESORTS AND THE TRADE ASSOCIATION REPRESENTING COLORADO'S SKI INDUSTRY.".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1023 by Representative(s) Saine and Jackson, McLachlan, Roberts; also Senator(s) Marble and Todd, Zenzinger--Concerning issuance of driving authorization documents to foster children who are under eighteen years of age.

Amendment No. 1, Transportation & Local Government Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1186 by Representative(s) McLachlan; also Senator(s) Bridges and Cooke--Concerning fingerprinting options for background checks for school employees.

Laid over until March 8, retaining place on Calendar.

HB19-1118 by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s) Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

Laid over until March 8, retaining place on Calendar.

SB19-105 by Senator(s) Rodriguez; also Representative(s) Tipper--Concerning the "Colorado Uniform Directed Trust Act".

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1178 by Representative(s) McLachlan, Van Winkle, Geitner; also Senator(s) Donovan--Concerning the name simplification of Western state Colorado university to Western Colorado university.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
SB19-068 by Senator(s) Zenzinger and Tate, Coram, Court, Donovan, Fenberg, Fields, Foote, Garcia, Ginal, Gonzales, Hisey, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, Todd, Williams A., Winter; also Representative(s) Weissman and Cutter--Concerning expanded disclosure about electioneering communications.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1191 by Representative(s) Arndt; also Senator(s) Donovan--Concerning the ability of a farm stand to be operated on a principal use site of any sized land area regardless of whether the site has been zoned by a local government for agricultural operations.

Amendment No. 1, Rural Affairs & Agriculture Report, dated March 4, 2019, and placed in member's bill file; Report also printed in House Journal, March 5, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1198 by Representative(s) Valdez A. and Valdez D.; also Senator(s) Bridges and Priola--Concerning the powers and duties of the electric vehicle grant fund.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1200 by Representative(s) Arndt; also Senator(s) Bridges and Coram--Concerning the point of compliance related to the treatment process involved in treating reclaimed domestic wastewater for indoor nonpotable uses within a building where the general public can access plumbing fixtures that are used to deliver the reclaimed domestic wastewater.

Amendment No. 1, Rural Affairs & Agriculture Report, dated March 4, 2019, and placed in member's bill file; Report also printed in House Journal, March 5, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: HB19-1186, 1118--March 8, 2019.
The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar was laid over until March 8, retaining place on Calendar:

Consideration of Senate Amendment(s)--HB19-1114.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1086 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 2 through 19.

Page 3, strike lines 1 through 8 and substitute:

"SECTION 1. In Colorado Revised Statutes, 12-58-108, amend (2); and add (3) as follows:

12-58-108. Renewal - reinstatement - rules. (2) (a) Any license or registration that has lapsed is deemed to have expired.
(b) (1) Prior to reinstatement of an expired license or
REGISTRATION, the board is authorized to require the licensee or registrant to demonstrate competency.

(II) THIS SUBSECTION (2)(b)(II) DOES NOT APPLY TO WATER CONDITIONING INSTALLERS AND WATER CONDITIONING PRINCIPALS. TO REINSTATE A LICENSE OR REGISTRATION THAT HAS BEEN EXPIRED FOR TWO OR MORE YEARS, A PERSON MUST DEMONSTRATE COMPETENCY BY:

(A) PROVIDING VERIFICATION OF A LICENSE IN GOOD STANDING FROM ANOTHER STATE AND PROOF OF ACTIVE PRACTICE IN THAT STATE FOR THE YEAR PREVIOUS TO THE DATE OF RECEIPT OF THE REINSTATEMENT APPLICATION;

(B) SATISFACTORILY PASSING THE STATE PLUMBING EXAMINATION IN ACCORDANCE WITH SECTION 12-58-107; OR

(C) ANY OTHER MEANS APPROVED BY THE BOARD.

(III) TO REINSTATE A LICENSE OR REGISTRATION THAT HAS BEEN EXPIRED FOR LESS THAN TWO YEARS, A PERSON MUST COMPLY WITH SUBSECTION (3)(a) OF THIS SECTION; EXCEPT THAT THIS SUBSECTION (2)(b)(III) DOES NOT APPLY TO WATER CONDITIONING INSTALLERS AND WATER CONDITIONING PRINCIPALS.

(c) Licenses and registrations shall be renewed or reinstated pursuant to are subject to renewal or reinstatement in accordance with a schedule established by the director of the division of professions and occupations within the department of regulatory agencies and pursuant to section 24-34-102 (8), C.R.S. The director of the division of professions and occupations within the department of regulatory agencies may establish renewal fees and delinquency fees for reinstatement pursuant to section 24-34-105, C.R.S.

(d) If a person fails to renew his or her license or registration pursuant to the schedule established by the director, of the division of professions and occupations, the license or registration shall expire. Any person whose license or registration has expired is subject to the penalties provided in this article ARTICLE 58 or section 24-34-102 (8), C.R.S.


(b) ON OR BEFORE JULY 1, 2020, THE BOARD, IN COLLABORATION WITH ESTABLISHED INDUSTRY TRAINING PROGRAMS AND INDUSTRY REPRESENTATIVES, SHALL ADOPT RULES ESTABLISHING CONTINUING EDUCATION REQUIREMENTS AND STANDARDS. THE REQUIREMENTS AND STANDARDS MUST INCLUDE COURSE WORK RELATED TO THE CODE, INCLUDING CORE COMPETENCIES, AS DETERMINED BY THE BOARD. THE BOARD MAY COUNT A LICENSED PLUMBER'S ENROLLMENT IN A COURSE DESIGNED TO HELP THE PLUMBER ATTAIN NATIONALLY RECOGNIZED PLUMBING AND BUILDING INSPECTION CERTIFICATIONS TOWARDS THE PLUMBER'S CONTINUING EDUCATION REQUIREMENTS. A RENEWAL OR REINSTATEMENT LICENSE APPLICANT MUST FURNISH, OR CAUSE TO BE FURNISHED, TO THE BOARD, IN A FORM AND MANNER DETERMINED BY THE BOARD, DOCUMENTATION DEMONSTRATING COMPLIANCE WITH THIS SUBSECTION (3) AND RULES PROMULGATED TO IMPLEMENT THIS SUBSECTION (3).
(c) To ensure consumer protection, the Board's rules may include audit standards for licensee compliance with continuing education requirements and requirements pertaining to the testing of licensees by the continuing education vendor."

Page 4, line 7, after "DIRECTOR" insert "OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS".

Page 4, line 8, strike "POSTED." and substitute "POSTED OR, IF AN INSPECTING ENTITY DOES NOT HAVE A WEBSITE, PROVIDE ITS CURRENT PROCEDURES TO THE DIRECTOR FOR POSTING ON THE BOARD'S WEBSITE.".

Page 4, strike lines 11 through 22 and substitute:

"SECTION 3. In Colorado Revised Statutes, 12-155-112, amend as relocated by House Bill 19-1172 (2); and add (3) as follows:


(2) (a) Licenses and registrations issued pursuant to this article 155 are subject to the renewal, expiration, reinstatement, and delinquency fee provisions specified in section 12-20-202 (1) and (2). Any person whose license or registration has expired is subject to the penalties provided in this article 155 or section 12-20-202 (1).

(b) This subsection (2)(b) does not apply to water conditioning installers and water conditioning principals. To reinstate a license or registration that has been expired for two or more years, a person must demonstrate competency by:

(I) Providing verification of a license in good standing from another state and proof of active practice in that state for the year previous to the date of receipt of the reinstatement application;

(II) Satisfactorily passing the state plumbing examination in accordance with section 12-58-107; or

(III) Any other means approved by the board.

(c) To reinstate a license or registration that has been expired for less than two years, a person must comply with subsection (3)(a) of this section; except that this subsection (2)(c) does not apply to water conditioning installers and water conditioning principals.

(3) (a) On or after May 1, 2021, the board shall not renew or reinstate a license unless the applicant has completed eight hours of continuing education for every twelve months that have passed after the later of the last date of renewal or reinstatement. This subsection (3)(a) does not apply to the first renewal or reinstatement of a license for which, as a condition of issuance, the applicant successfully completed a licensing examination pursuant to section 12-155-110.

(b) On or before July 1, 2020, the board, in collaboration with established industry training programs and industry representatives, shall adopt rules establishing continuing education requirements and standards. The requirements and standards must include course work related to the code, including core competencies, as determined by the board. The board may count a licensed plumber's enrollment in a course designed to help the plumber attain nationally recognized
PLUMBING AND BUILDING INSPECTION CERTIFICATIONS TOWARDS THE PLUMBER'S CONTINUING EDUCATION REQUIREMENTS. A RENEWAL OR REINSTATEMENT LICENSE APPLICANT MUST FURNISH, OR CAUSE TO BE FURNISHED, TO THE BOARD, IN A FORM AND MANNER DETERMINED BY THE BOARD, DOCUMENTATION DEMONSTRATING COMPLIANCE WITH THIS SUBSECTION (3) AND RULES PROMULGATED TO IMPLEMENT THIS SUBSECTION (3).

(c) TO ENSURE CONSUMER PROTECTION, THE BOARD'S RULES MAY INCLUDE AUDIT STANDARDS FOR LICENSEE COMPLIANCE WITH CONTINUING EDUCATION REQUIREMENTS AND REQUIREMENTS PERTAINING TO THE TESTING OF LICENSEES BY THE CONTINUING EDUCATION VENDOR.

SECTION 4. In Colorado Revised Statutes, 12-155-120, add as relocated by House Bill 19-1172 (10) as follows:

12-155-120. Inspection - application - standards. (10) (a) An inspector performing an inspection for the state, an incorporated town or city, county, city and county, or qualified state institution of higher education, referred to in this subsection (10) as an "inspecting entity", shall verify compliance with this article 155.

(b) (I) Inspections performed by an inspecting entity must include, for each project, a contemporaneous review to ensure compliance with sections 12-155-108 and 12-155-124. A contemporaneous review may include a full or partial review of the plumbers and apprentices working at a job site being inspected.

(II) To ensure that enforcement is consistent, timely, and efficient, each inspecting entity employing inspectors shall develop standard procedures to advise its inspectors on how to conduct a contemporaneous review. An inspecting entity's standard procedures need not require a contemporaneous review for each inspection of a project, but the procedures must preserve an inspector's ability to verify compliance with sections 12-155-108 and 12-155-124 at any time. Each inspecting entity subject to this subsection (10)(b)(II), including the state, shall post its current procedures regarding contemporaneous reviews in a prominent location on its public website and provide the director with a link to the web page on which the procedures have been posted or, if an inspecting entity does not have a website, provide its current procedures to the director for posting on the board's website.

(III) An inspector may file a complaint with the board for any violation of this article 155.

SECTION 5. Act subject to petition - effective date. (1) Except as otherwise provided in subsection (2) of this section, this act takes effect January 1, 2020; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.
(2) (a) Sections 1 and 2 of this act take effect only if House Bill 19-1172 does not become law.
(b) Sections 3 and 4 of this act take effect only if House Bill 19-1172 becomes law.".

SB19-103 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1183 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 7, strike "REQUIRE" and substitute "ENCOURAGE".

Page 3 after line 21 insert:

"(b) IF A PUBLIC SCHOOL OR PUBLIC PLACE ACCEPTS A DONATED AED PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION BUT THE PUBLIC SCHOOL OR PUBLIC PLACE DOES NOT WANT TO ACCEPT RESPONSIBILITY FOR AED TRAINING OR INSTALLATION OR FOR ENSURING THE AED IS IN COMPLIANCE WITH THE MANUFACTURER'S MAINTENANCE SCHEDULE, THE PUBLIC SCHOOL OR PUBLIC PLACE IS NOT REQUIRED TO ACCEPT THE AED UNLESS THE DONATING PARTY AGREES TO BE RESPONSIBLE FOR AED TRAINING, INSTALLATION, AND MAINTENANCE. THE PUBLIC SCHOOL OR PUBLIC PLACE SHALL DECIDE WHEN THE AED TRAINING AND INSTALLATION WILL TAKE PLACE. IF THE DONATING PARTY HAS ACCEPTED RESPONSIBILITY FOR THE MAINTENANCE OF THE AED BUT CAN NO LONGER PROVIDE MAINTENANCE, THE PUBLIC SCHOOL OR PUBLIC PLACE MAY EITHER ACCEPT RESPONSIBILITY FOR THE MAINTENANCE OF THE AED OR REMOVE THE AED FROM THE PUBLIC SCHOOL OR PUBLIC PLACE.".

Reletter succeeding paragraph accordingly.

Page 4, strike lines 1 through 20.

Page 5, lines 2 and 3, strike "section 13-21-108.1, C.R.S." and substitute "section 13-21-108.1 C.R.S. AND".

Page 5, lines 4 and 5, strike "13-21-108.1 and".
PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

HB19-1009 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 24-32-721, amend (3)(b) and (4)(b); and add (4)(e) and (4)(f) as follows:

24-32-721. Colorado affordable housing construction grants and loans - housing development grant fund - creation - housing assistance for a person with a behavioral, mental health, or substance use disorder - cash fund - appropriation - report to general assembly - definition. (3) (b) Notwithstanding any other provision of this section, the division, in its discretion, may transfer twenty percent of the balance of moneys in the fund into the housing investment trust fund established in section 24-32-717 (1)(a), which balance is calculated as of July 1 of the state fiscal year in which the money is transferred. For any given state fiscal year, no more than three percent of the moneys appropriated from the fund may be expended for the administrative costs of the division in administering the fund.

(4) (b) In conjunction with its other programs to provide assistance in obtaining housing and subject to available appropriations, the division of housing shall establish a program that provides vouchers and other support services for housing assistance for:

(I) a person AN INDIVIDUAL with a mental health disorder, substance use disorder, or co-occurring behavioral health disorder who is transitioning from the department of corrections, the division of youth CORRECTIONS SERVICES in the department of human services, A MENTAL HEALTH INSTITUTE, A PSYCHIATRIC HOSPITAL, or a county jail into the community; OR

(II) AN INDIVIDUAL WHO IS HOMELESS OR IN AN UNSTABLE HOUSING ENVIRONMENT AND IS TRANSITIONING FROM A RESIDENTIAL TREATMENT PROGRAM OR IS ENGAGED IN THE COMMUNITY TRANSITION SPECIALIST PROGRAM CREATED PURSUANT TO SECTION 27-66.5-103.

(e) In addition to any money appropriated to the division of housing pursuant to subsection (4)(d) of this section, for the 2019-20 fiscal year, and for each of the following four fiscal years, the general assembly shall annually appropriate at least four million three hundred thousand dollars from the general fund to the division of housing for the voucher program specified in subsection (4)(b) of this section.

(f) The executive director of the department of local affairs shall report to the senate committee on health and human services and the house of representatives committees on health and insurance and public health care and human services, or any successor committees, under the "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSITIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, ON:

(I) THE NUMBER OF PROJECTS FUNDED UNDER THIS SECTION;
(II) The number of units in each project funded under this section;

(III) The number of qualified individuals housed as a result of this subsection (4); and

(IV) To the extent practicable, the number of individuals who, after receiving a voucher under subsection (4)(b) of this section, returned to the facilities from which the individuals were transitioning.

SECTION 2. In Colorado Revised Statutes, add 25-1.5-108.5 as follows:

25-1.5-108.5. Regulation of recovery residences - definition.

(1) (a) As used in this section, "recovery residence", "sober living facility", or "sober home" means any premises, place, or building that provides housing accommodation for individuals with a primary diagnosis of a substance use disorder that:

(I) is free from alcohol and nonprescribed or illicit drugs;

(II) promotes independent living and life skill development; and

(III) provides structured activities and recovery support services that are primarily intended to promote recovery from substance use disorders.

(b) "recovery residence" does not include:

(I) a private residence in which an individual related to the owner of the residence by blood, adoption, or marriage is required to abstain from substance use or receive behavioral health services for a substance use disorder as a condition of residing in the residence;

(II) the supportive residential community for individuals who are homeless operated under section 24-32-724 at the Fort Lyon property for the purpose of providing substance abuse supportive services, medical care, job training, and skill development for the residents; or

(III) a facility approved for residential treatment by the office of behavioral health in the department of human services.

(2) A recovery residence may admit individuals who are receiving medication-assisted treatment, including agonist treatment, for substance use disorders.

(3) Effective January 1, 2020, a person shall not operate a facility using the term "recovery residence", "sober living facility", "sober home", or a substantially similar term, and any licensed, registered, or certified health care provider or a licensed health facility shall not refer an individual in need of recovery support services to a facility, unless the facility:

(a) is certified by the Colorado Association of Recovery Residences or its successor organization;

(b) is chartered by Oxford House or its successor organization; or

(c) has been operating as a recovery residence in Colorado for thirty or more years as of the effective date of this section.

(4) A person or a recovery residence owner, employee, or administrator, or an individual related to a recovery residence owner, employee, or administrator, shall not directly or
INDIRECTLY:
(a) Solicit, accept, or receive a commission, payment, trade, fee, or anything of monetary or material value:
(I) for admission of a resident, except for state or federal contracts that specifically reimburse for resident fees;
(II) from a treatment facility that is licensed or certified by the department of public health and environment for the treatment of substance use disorders; or
(III) from a facility approved for residential treatment by the office of behavioral health in the department of human services.
(b) Solicit, accept, or receive a commission, payment, trade, fee, or anything of monetary or material value from a toxicoLOGY laboratory that provides confirmation testing or point-of-care testing for residents.

SECTION 3. In Colorado Revised Statutes, add 27-82-114 as follows:

27-82-114. Opioid crisis recovery funds advisory committee - creation - membership - purpose. (1) There is hereby created the opioid crisis recovery funds advisory committee, referred to in this section as the "committee", which is created to advise and collaborate with the department of law on uses of any custodial funds received by the state as the result of opioid-addiction-related litigation and for which the use of the funds is not predetermined or committed by court order or other action by a state or federal court of law.
(2) (a) The committee consists of members appointed as follows:
(I) Thirteen members appointed by the governor, including:
(A) one member licensed to practice medicine pursuant to article 36 of title 12;
(B) one member licensed to practice pharmacy pursuant to article 42.5 of title 12;
(C) one member licensed to practice as a nurse pursuant to article 38 of title 12;
(D) one member licensed as a dentist pursuant to article 35 of title 12;
(E) one member licensed as a veterinarian pursuant to article 64 of title 12;
(F) one member licensed as a physical therapist pursuant to article 41 of title 12;
(G) one member representing a local public health agency;
(H) one member who has been affected by the opioid crisis;
(I) one family member of a person who has been affected by the opioid crisis;
(J) one member representing an advocacy organization for people with substance use disorders;
(K) two members appointed from nominees submitted by statewide organizations representing counties, with one member representing the western slope and one member representing the eastern part of the state; and
(L) one member from an association that represents behavioral health providers.
(II) Two members appointed by the Executive Director of the Department of Human Services, one of whom must represent an association of substance use providers;

(III) Two members appointed by the Executive Director of the Department of Public Health and Environment, one of whom is a pain management patient;

(IV) One member appointed by the Executive Director of the Department of Regulatory Agencies;

(V) One member appointed by the Executive Director of the Department of Health Care Policy and Financing;

(VI) One member from the State Substance Abuse Trend and Response Task Force, created in Section 18-18.5-103, appointed by the Attorney General;

(VII) One member from the Center for Research into Substance Use Disorder Prevention, Treatment, and Recovery Strategies, created in Section 27-80-118(3), appointed by the Director of the Center;

(VIII) One member from each Safety Net Hospital that provides addiction services, appointed by the hospital;

(IX) One member from the Colorado District Attorneys' Council, or any successor organization, appointed by its Executive Director;

(X) Two members representing law enforcement agencies, one of whom is appointed by the Colorado Association of Chiefs of Police, or any successor organization, and one of whom is appointed by the County Sheriffs of Colorado, or any successor organization; and

(XI) One member representing the Colorado Municipal League, or any successor organization, appointed by the President of the Executive Board of the Colorado Municipal League or the President's designee.

(b) The Attorney General shall notify the appointing authorities if the State receives a settlement or damage award for which the use of the custodial funds is not predetermined or committed by court order or other action by a State or federal court of law. The appointing authorities shall make their initial appointments to the committee no later than ninety days after receiving the notice.

(3) Each member of the committee who is appointed pursuant to subsection (2) of this section serves at the pleasure of the appointing authority that appointed the member. A vacancy shall be filled in the same manner as the initial appointment.

(4) If the State receives custodial funds from a settlement or damage award from opioid-addiction-related litigation and the use of the funds is not predetermined or committed by court order or other action by a State or federal court of law, the Attorney General shall convene and call a meeting of the committee, and any subsequent meetings as necessary, to seek input and recommendations from the committee on the proper expenditure of the funds received.

(5) (a) Each member of the committee shall maintain confidentiality throughout the process of determining the proper expenditure of custodial funds. Members shall not disclose the contents of any requests for funding with anyone
OUTSIDE OF THE COMMITTEE.

(b) Each committee member shall affirm that the member does not have a personal or financial interest regarding any organization that may request funding. Members shall disclose all potential conflict of interest situations to the attorney general before reviewing funding requests.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1, strike lines 105 through 108 and substitute "INDIVIDUALS, creating standards for recovery residences for purposes of referrals and title protection, and creating the opioid crisis recovery funds advisory committee."

SB19-079 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 21, strike lines 23 through 27.

Strike page 22 and substitute:

"SECTION 16. In Colorado Revised Statutes, 12-30-109, amend as relocated by House Bill 19-1172 (2) as follows:

12-30-109. Prescribing opioids - limitations - definition - repeal. (2) An opioid prescriber licensed pursuant to article 220, 240, 255, 275, 290, or 315 of this title 12 may prescribe opioids electronically.

SECTION 17. In Colorado Revised Statutes, 12-30-109, amend as relocated by House Bill 19-1172 (2) as follows:

12-30-109. Prescribing opioids - limitations - definition - repeal. (2) An opioid prescriber licensed pursuant to article 220, 240, 255, 275, 290, or 315 of this title 12 may prescribe opioids electronically.

SECTION 18. In Colorado Revised Statutes, add to article 30 of title 12 as relocated by House Bill 19-1172 12-30-110 as follows:

12-30-111. Electronic prescribing of controlled substances - exceptions - rules - definitions. (1) (a) Except as provided in subsection (1)(b) of this section, on and after July 1, 2021, a prescriber shall prescribe a controlled substance, as defined in section 18-18-102 (5), that is included in schedule II, III, or IV pursuant to part 2 of article 18 of title 18, only by electronic prescription transmitted to a pharmacy unless:

(I) At the time of issuing the prescription, electronic prescribing is not available due to technological or electrical failure;

(II) The prescription is to be dispensed at a pharmacy that is located outside of this state;

(III) The prescriber is dispensing the controlled substance to the patient;

(IV) The prescription includes elements that are not supported by the most recent version of the National Council for Prescription Drug Programs SCRIPT Standard and 21 CFR 1311;"
V) The Federal Food and Drug Administration or Drug Enforcement Administration requires the prescription for the particular controlled substance to contain elements that cannot be satisfied with electronic prescribing;

(VI) The prescription is not specific to a patient and allows dispensing of the prescribed controlled substance:

(A) Pursuant to a standing order, approved protocol of drug therapy, or collaborative drug management or comprehensive medication management plan;

(B) In response to a public health emergency; or

(C) Under other circumstances that permit the prescriber to issue a prescription that is not patient-specific;

(VII) The prescription is for a controlled substance under a research protocol;

(VIII) The prescriber writes twenty-four or fewer prescriptions for controlled substances per year;

(IX) The prescriber is prescribing a controlled substance to be administered to a patient in a hospital, nursing care facility, hospice care facility, dialysis treatment clinic, or assisted living residence or to a person who is in the custody of the Department of Corrections;

(X) The prescriber reasonably determines that the patient would be unable to obtain controlled substances prescribed electronically in a timely manner and that the delay would adversely affect the patient's medical condition; or

(XI) The prescriber demonstrates economic hardship in accordance with rules adopted by the regulator pursuant to subsection (2)(b) of this section.

(b) A prescriber who is a licensed dentist or who is practicing in a rural area of the state or in a practice consisting of only one prescriber shall comply with this subsection (1) on and after July 1, 2023.

(2) The regulator for each prescriber subject to this section shall adopt rules:

(a) Defining what constitutes a temporary technological or electrical failure for purposes of subsection (1)(a)(I) of this section; and

(b) Defining economic hardship for purposes of subsection (1)(a)(XI) of this section and establishing:

(I) The process for a prescriber to demonstrate economic hardship, including the information required to be submitted to allow the regulator to make a determination;

(II) The period during which the economic hardship exception is effective, which period must not exceed one year, and

(III) A process for a prescriber to apply to renew an economic hardship exception, including the information required to be submitted that demonstrates the prescriber's continuing need for the exception.

(3) (a) This section does not:

(I) Create a private right of action;

(II) Serve as the basis of a cause of action; or

(III) Establish a standard of care.

(b) A violation of this section does not constitute
NEGLIGENCE PER SE OR CONTRIBUTORY NEGLIGENCE PER SE.
(4) AS USED IN THIS SECTION:
(a) "PRESCRIBER" MEANS:
(I) A DENTIST LICENSED PURSUANT TO ARTICLE 220 OF THIS TITLE;
(II) A PHYSICIAN OR PHYSICIAN ASSISTANT LICENSED PURSUANT TO ARTICLE 240 OF THIS TITLE;
(III) AN ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY PURSUANT TO SECTION 12-255-112;
(IV) AN OPTOMETRIST LICENSED PURSUANT TO ARTICLE 275 OF THIS TITLE; OR
(V) A PODIATRIST LICENSED PURSUANT TO ARTICLE 290 OF THIS TITLE.
(b) "RURAL AREA" MEANS A COUNTY LOCATED IN A NONMETROPOLITAN AREA IN THE STATE THAT EITHER:
(I) HAS NO MUNICIPALITY WITHIN ITS TERRITORIAL BOUNDARIES WITH FIFTY THOUSAND OR MORE PERMANENT RESIDENTS BASED UPON THE MOST RECENT POPULATION ESTIMATES PUBLISHED BY THE UNITED STATES CENSUS BUREAU; OR
(II) SATISFIES ALTERNATE CRITERIA FOR THE DESIGNATION OF A RURAL AREA AS MAY BE PROMULGATED BY THE FEDERAL OFFICE OF MANAGEMENT AND BUDGET.

SECTION 19. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-220-119 as follows:
(1) Licenses issued pursuant to this article 220 are subject to the renewal, expiration, reinstatement, and delinquency fee provisions specified in section 12-20-202 (1) and (2). Any person whose license expires is subject to the penalties provided in this article 220 or section 12-20-202 (1).
(2) On and after July 1, 2023, the board shall require a dentist who applies for license renewal to complete a questionnaire that requires the dentist to indicate whether the dentist has complied with section 12-30-111. The failure of an applicant to answer the questionnaire accurately constitutes grounds for disciplinary pursuant to section 12-220-130.

SECTION 20. In Colorado Revised Statutes, 12-220-130, amend as relocated by House Bill 19-1172 (1)(nn) and (1)(oo); and add (1)(pp) as follows:
(1) The board may take disciplinary action against an applicant or licensee in accordance with sections 12-20-404 and 12-220-131 for any of the following causes:
   (nn) Failing to comply with section 12-220-128 regarding the placement of interim therapeutic restorations; or
   (oo) Failing to comply with section 12-220-129 regarding the application of silver diamine fluoride; or
   (pp) Failing to accurately complete and submit the questionnaire required by section 12-220-119 (2).

SECTION 21. In Colorado Revised Statutes, 12-240-130, amend as relocated by House Bill 19-1172 (2) as follows:
12-240-130. Procedure - registration - fees. (2) The board shall design a questionnaire to accompany the renewal form for the purpose of determining whether a licensee has acted in violation of this article 240 or been disciplined for any action that might be considered a violation of
this article 240 or might make the licensee unfit to practice medicine with
reasonable care and safety. THE BOARD SHALL INCLUDE ON THE
QUESTIONNAIRE A QUESTION REGARDING WHETHER THE LICENSEE HAS
COMPLIED WITH SECTION 12-30-111. If an applicant fails to answer the
questionnaire accurately, the failure shall constitute unprofessional conduct under section 12-240-121 (1)(t).

SECTION 22. In Colorado Revised Statutes, 12-255-110, amend as relocated by House Bill 19-1172 (3) as follows:

12-255-110. Requirements for professional nurse licensure.
(3) The board shall design a questionnaire to be sent to all licensees who apply for license renewal. Each applicant for license renewal shall complete the board-designed questionnaire. The purpose of the questionnaire is to determine whether a licensee has acted in violation of this article 255 or been disciplined for any action that might be considered a violation of this article 255 or might make the licensee unfit to practice nursing with reasonable care and safety. THE BOARD SHALL INCLUDE ON THE QUESTIONNAIRE A QUESTION REGARDING WHETHER THE LICENSEE HAS COMPLIED WITH SECTION 12-30-111. If an applicant fails to answer the questionnaire accurately, the failure shall constitute unprofessional conduct under section 12-255-120 (1)(v). The board may include the cost of developing and reviewing the questionnaire in the fee paid under subsection (1)(d) of this section. The board may refuse an application for license renewal that does not accompany an accurately completed questionnaire.

SECTION 23. In Colorado Revised Statutes, 12-275-115, amend as relocated by House Bill 19-1172 (2) as follows:

12-275-115. License renewal - questionnaire - continuing education. (2) The board shall establish a questionnaire to accompany the renewal form. The BOARD SHALL DESIGN THE QUESTIONNAIRE shall be designed to determine if the licensee has acted in violation of or has been disciplined for actions that might be considered as violations of this article 275 or that might make the licensee unfit to practice optometry with reasonable care and safety. THE BOARD SHALL INCLUDE ON THE QUESTIONNAIRE A QUESTION REGARDING WHETHER THE LICENSEE HAS COMPLIED WITH SECTION 12-30-111. Failure of the applicant to answer the questionnaire accurately shall be considered unprofessional conduct as specified in section 12-275-120.

SECTION 24. In Colorado Revised Statutes, 12-280-123, amend as relocated by House Bill 19-1172 (1) as follows:

12-280-123. Prescription required - exception - dispensing opiate antagonists. (1) (a) Except as provided in section 18-18-414 and subsections (2) and (3) of this section, an order is required prior to dispensing any prescription drug. Orders shall be readily retrievable within the appropriate statute of limitations.

(b) A PHARMACIST WHO RECEIVES AN ORDER FOR A CONTROLLED SUBSTANCE THAT IS INCLUDED IN SCHEDULE II, III, OR IV FROM A PODIATRIST, DENTIST, PHYSICIAN, PHYSICIAN ASSISTANT, ADVANCED PRACTICE NURSE, OR OPTOMETRIST, WHICH ORDER IS NOT TRANSMITTED ELECTRONICALLY TO THE PHARMACIST, IS NOT REQUIRED TO VERIFY THE APPLICABILITY OF AN EXCEPTION TO ELECTRONIC PRESCRIBING OF CONTROLLED SUBSTANCES UNDER SECTION 12-30-111 AND MAY DISPENSE THE CONTROLLED SUBSTANCE PURSUANT TO A WRITTEN, ORAL, OR FACSIMILE-TRANSMITTED ORDER THAT IS OTHERWISE VALID AND CONSISTENT WITH THE REQUIREMENTS OF CURRENT LAW.
SECTION 25. In Colorado Revised Statutes, 12-290-119, amend as relocated by House Bill 19-1172 (2) as follows:

(2) The board shall establish a questionnaire to accompany the renewal form. The board shall design the questionnaire to determine if the licensee has acted in violation of, or has been disciplined for actions that might be construed as violations of, this article 290 or that may make the licensee unfit to practice podiatry with reasonable care and safety. The board shall include on the questionnaire a question regarding whether the licensee has complied with section 12-30-111. The failure of an applicant to answer the questionnaire accurately shall constitute unprofessional conduct pursuant to section 12-290-108.

SECTION 26. Act subject to petition - effective date.
(1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.
(2) Sections 16 through 25 of this act take effect only if House Bill 19-1172 becomes law, in which case:
(a) Sections 18 and 21 through 25 take effect October 1, 2019;
(b) Section 16 takes effect July 1, 2021; and
(c) Sections 17, 19, and 20 take effect July 1, 2023."

Strike "STANDARD" and substitute "STANDARD AND 21 CFR 1311" on:
Page 3, line 5; page 6, line 17; page 10, line 5; page 14, line 7; and page 18, line 10.

After "ADMINISTRATION" insert "OR DRUG ENFORCEMENT ADMINISTRATION" on: Page 3, line 6; page 6, line 18; page 10, line 6; page 14, line 8; and page 18, line 11.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:
HB19-1210 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 6, line 9, strike "(c)" and substitute "(c) (I)".
Page 6, line 15, after "requirements:" insert "EXCEPT AS PROVIDED IN SUBSECTION (3)(C)(II) OF THIS SECTION, A LOCAL MINIMUM WAGE ADOPTED BY A COUNTY IS ONLY ENFORCEABLE WITHIN THE
UNINCORPORATED PORTION OF THE COUNTY.

(II) One or more contiguous counties and any municipality within each county may enter into intergovernmental agreements to establish local minimum wage laws within the unincorporated portion of each county and within each municipality. An intergovernmental agreement entered into in accordance with this subsection (3)(c) must establish the manner in which a local government minimum wage law will be enforced and administered."

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed: HB19-1224.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

HB19-1105   Amended in General Orders as printed in Senate Journal, March 6, 2019.

The Senate has postponed indefinitely HB19-1108.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1105.

House in recess. House reconvened.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-044 and 069.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 8, 2019: HB19-1086, 1210 SB19-079, 103.
On motion of Representative Exum, the House adjourned until 9:00 a.m., March 8, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Representative Jim Wilson, Salida.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Estefan Hernandez, Regis University, Denver.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Gonzales-Gutierrez, Jacquez Lewis, Landgraf, Mullica--4.
Present after roll call--Representative(s) Gonzales-Gutierrez, Mullica.

The Speaker declared a quorum present.

On motion of Representative Geitner, the reading of the journal of March 7, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**SB19-032** by Senator(s) Scott; also Representative(s) McCluskie--Concerning the routing of hazardous materials being transported on the roadways of the state.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1023 by Representative(s) Saine and Jackson, McLachlan, Roberts; also Senator(s) Marble and Todd, Zenzinger--Concerning issuance of driving authorization documents to foster children who are under eighteen years of age.

Laid over until March 11, retaining place on Calendar.

SB19-105 by Senator(s) Rodriguez; also Representative(s) Tipper--Concerning the "Colorado Uniform Directed Trust Act".

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1178  by Representative(s) McLachlan, Van Winkle, Geitner;  
also Senator(s) Donovan--Concerning the name simplification of Western state Colorado university to Western Colorado university.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, McCluskie, Roberts, Singer

SB19-068 by Senator(s) Zenzinger and Tate, Coram, Court, Donovan, Fenberg, Fields, Foote, Garcia, Ginal, Gonzales, Hisey, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, Todd, Williams A., Winter; also Representative(s) Weissman and Cutter--Concerning expanded disclosure about electioneering communications.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Concerning the ability of a farm stand to be operated on a principal use site of any sized land area regardless of whether the site has been zoned by a local government for agricultural operations.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1191  

by Representative(s) Arndt; also Senator(s) Donovan--
Concerning the ability of a farm stand to be operated on a principal use site of any sized land area regardless of whether the site has been zoned by a local government for agricultural operations.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1198  

by Representative(s) Valdez A. and Valdez D.; also Senator(s) Bridges and Priola--Concerning the powers and duties of the electric vehicle grant fund.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Caraveo, Cutter, Duran, Exum, Froelich, Galindo, Herod, Jackson, Kennedy, Kipp, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Snyder, Tipper, Titone, Weissman, Speaker

HB19-1200 by Representative(s) Arndt; also Senator(s) Bridges and Coram--Concerning the point of compliance related to the treatment process involved in treating reclaimed domestic wastewater for indoor nonpotable uses within a building where the general public can access plumbing fixtures that are used to deliver the reclaimed domestic wastewater.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Duran, Esgar, Hansen, Kipp, McLachlan, Roberts, Titone, Valdez D.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1026 be referred to the Committee of the Whole with favorable recommendation.

HB19-1095 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 9, before line 20 insert:

"SECTION 6. Appropriation. For the 2019-20 state fiscal year, $4,650 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the division of professions and occupations cash fund created in section 24-34-105 (2)(b)(I), C.R.S. To implement this act, the division may use this appropriation for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 104, strike "AND".

Page 1, line 106, strike "BOARD."

Page 1, line 106, strike "BOARD.") and substitute "BOARD, AND MAKING AN APPROPRIATION."

HB19-1128 be referred to the Committee of the Whole with favorable recommendation.

SB19-006 be referred to the Committee of the Whole with favorable recommendation.

SB19-016 be referred to the Committee of the Whole with favorable recommendation.

SB19-017 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1186, 1065, 1207, 1086, SB19-103, HB19-1026, 1210, 1128, SB19-006, 016, 017 were made Special Orders on March 8, 2019, at 9:35 a.m.
The hour of 9:35 a.m., having arrived, on motion of Representative Singer, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1186** by Representative(s) McLachlan; also Senator(s) Bridges and Cooke--Concerning fingerprinting options for background checks for school employees.

Amendment No. 1, Education Report, dated February 26, 2019, and placed in member's bill file; Report also printed in House Journal, February 27, 2019.

Amendment No. 2, by Representative(s) McLachlan.

Amend printed bill, page 2, line 12, strike "directed" and substitute "asked" and strike "stop" and substitute "opt in or opt out of".

Page 2, line 14, strike "directive" and substitute "request".

After "AGENCY" insert "THAT HAS FINGERPRINTING EQUIPMENT THAT MEETS THE FEDERAL BUREAU OF INVESTIGATION IMAGE QUALITY STANDARDS" on: Page 3, line 14; Page 4, line 22; Page 5, line 14; Page 6, line 18; Page 7, line 13; Page 8, line 19; Page 9, line 24; and Page 10, line 26.

Strike "500 PPI STANDARDS ESTABLISHED BY THE FEDERAL BUREAU OF INVESTIGATION." and substitute "FEDERAL BUREAU OF INVESTIGATION IMAGE QUALITY STANDARDS." on: Page 3, lines 19 and 20; Page 4, lines 26 and 27; Page 5, lines 19 and 20; Page 6, lines 24 and 25; Page 7, lines 19 and 20; Page 8, lines 25 and 26; Page 10, lines 2 and 3; and Page 11, lines 4 and 5.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1065** by Representative(s) Soper; also Senator(s) Rankin--Concerning public hospital boards of trustees, and, in connection therewith, eliminating the restriction that a board may not include more than four local residents and allowing a board to unilaterally acquire real or personal property by lease if the board has designated the public hospital as an enterprise.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1207  by Representative(s) Roberts; also Senator(s) Donovan and Rankin--Concerning a requirement that motor vehicles meet traction-control standards for winter conditions.

Amendment No. 1, by Representative(s) Roberts.

Amend printed bill, page 4, strike lines 18 through 21 and substitute "THE APPROPRIATE TRACTION EQUIPMENT FOR ICY OR SNOW-PACKED CONDITIONS."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1086  by Representative(s) Duran; also Senator(s) Pettersen--Concerning the conduct of plumbing inspections to ensure compliance with the plumbing law.

Amendment No. 1, Business Affairs & Labor Report, dated March 6, 2019, and placed in member's bill file; Report also printed in House Journal, March 7, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-103  by Senator(s) Williams A. and Tate, Cooke, Coram, Court, Crowder, Danielson, Fenberg, Fields, Foote, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Lee, Lundeen, Marble, Moreno, Pettersen, Priola, Rodriguez, Story, Todd, Winter, Woodward, Zenzinger; also Representative(s) Coleman and Carver, Van Winkle, Arndt, Baisley, Beckman, Buck, Catlin, Geitner, Gonzales-Gutierrez, Humphrey, Landgraf, Larson, Lewis, Lontine, McKean, Neville, Ransom, Rich, Saine, Sandridge, Soper, Williams D., Wilson--Concerning the ability of a minor to operate a business on a limited basis without obtaining the approval of a local government.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1026  by Representative(s) Catlin and McCluskie; also Senator(s) Coram and Donovan--Concerning fines assessed for violations of laws administered by the division of parks and wildlife.

Amendment No. 1, Rural Affairs & Agriculture Report, dated January 17, 2019, and placed in member's bill file; Report also printed in House Journal, January 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1128 by Representative(s) Kraft-Tharp and Saine, Michaelson Jenet; also Senator(s) Fields and Smallwood, Todd--Concerning intercepts, and, in connection therewith, intercepting lottery winnings to pay outstanding criminal court obligations.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-006 by Senator(s) Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning an electronic sales and use tax simplification system, and, in connection therewith, requiring the office of information technology to conduct a sourcing method for the development of the system and requiring the department of revenue to establish the implementation of the system for the acceptance of returns and processing of payments for the sales and use tax levied by the state and any local taxing jurisdictions.

Amendment No. 1, Finance Report, dated February 11, 2019, and placed in member's bill file; Report also printed in House Journal, February 12, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-016 by Senator(s) Donovan and Coram; also Representative(s) Esgar and Saine, Roberts, Arndt, Catlin--Concerning the methodology to distribute money in the severance tax operational fund after core departmental programs are funded without changing the transfers to the natural resources and energy grant programs.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1210 by Representative(s) Melton and Galindo, Arndt, Benavidez, Buckner, Buentello, Caraveo, Coleman, Duran, Exum, Gonzales-Gutierrez, Herod, Jackson, Kennedy, McLachlan, Michaelson Jenet, Mullica, Singer, Sirota, Sullivan, Weissman; also Senator(s) Danielson and Moreno, Court, Fields, Foote, Ginal, Gonzales, Lee, Pettersen, Rodriguez, Story, Todd, Zenzinger--Concerning the repeal of the prohibitions on a local government establishing minimum wage laws within its jurisdiction.

Amendment No. 1, Transportation & Local Government Report, dated March 6, 2019, and placed in member's bill file; Report also printed in House Journal, March 7, 2019.
Amendment No. 2, by Representative(s) Melton.

Amend printed bill, page 4, line 18, strike "(4) and (5)" and substitute "(4), (5), and (6).

Page 7, before line 8 insert:

'(6) A LOCAL GOVERNMENT THAT ENACTS A LOCAL MINIMUM WAGE LAW PURSUANT TO THIS SECTION MUST SPECIFY THAT AN INCREASE IN THE LOCAL MINIMUM WAGE MUST TAKE EFFECT ON THE SAME DATE AS A SCHEDULED INCREASE TO THE STATEWIDE MINIMUM WAGE REQUIRED UNDER SECTION 15 OF ARTICLE XVIII OF THE STATE CONSTITUTION.'.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-017 by Senator(s) Zenzinger, Ginal, Todd; also Representative(s) Roberts, McLachlan--Concerning the exemption of the department of transportation from existing reporting and transportation commission approval requirements when it acquires land needed for specified highway-related purposes by means other than condemnation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

__________________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Pelton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Pelton and Lewis amendment, to HB 19-1210, to show that said amendment passed, and that HB 19-1210, as amended, passed.

Amend printed bill, page 6, line 9, strike "(c)" and substitute "(c)"

Page 6, after line 15, after "requirements." add "THIS SUBSECTION (3) DOES NOT APPLY TO AN EMPLOYER OR EMPLOYEE IN THE AGRICULTURE INDUSTRY, AS "AGRICULTURE" IS DEFINED IN SECTION 35-1-102."

The amendment was declared lost by the following roll call vote:

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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1210, to show that said amendment passed, and that HB 19-1210, as amended, passed.

Amend printed bill, page 6, line 9, strike "(c)" and substitute "(c)".

Page 6, after line 15, after "requirements," add "THE STATE IS RESPONSIBLE FOR ANY INCREASED COSTS UNDER THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF TITLE 25.5, THAT ARE THE RESULT OF AN INCREASE IN THE MINIMUM WAGE SET BY A LOCAL GOVERNMENT PURSUANT TO THIS SECTION."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1210, to show that said amendment passed, and that HB 19-1210, as amended, passed.

Amend printed bill, page 4, line 26, after "(a)" insert "(I)".

Page 5, after line 12, insert:

"(II) NOTWITHSTANDING SUBSECTION (3)(a) OF THIS SECTION, A LOCAL GOVERNMENT THAT ENACTS A MINIMUM WAGE IN EXCESS OF THE THE STATEWIDE MINIMUM WAGE ESTABLISHED IN ACCORDANCE WITH
SECTION 15 OF ARTICLE XVIII OF THE STATE CONSTITUTION MAY ELECT TO
ALLOW AN EMPLOYER IN SAID JURISDICTION TO PAY AN EMPLOYEE WHO IS
ELIGIBLE FOR EMPLOYMENT BUT WHO IS LESS THAN EIGHTEEN YEARS OF
AGE THE STATE MINIMUM WAGE AS ESTABLISHED PURSUANT TO THE STATE
CONSTITUTION."

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1186 amended, 1065, 1207 amended,
1086 amended, SB19-103, HB19-1026 amended, 1128 amended,
The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 11, retaining place on Calendar:

- Consideration of General Orders--HB19-1118, 1003, SB19-100, 079.
- Consideration of Senate Amendment(s)--HB19-1114, 1105.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1132 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Rural Affairs & Agriculture Committee Report, dated February 21, 2019, page 2, line 30, strike "OF" and substitute "OR".

Page 3, line 15, after "(a)" insert "(I)".

Page 3, after line 24 insert:

"(II) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (3)(a)(I) OF THIS SECTION, THE MAXIMUM AMOUNT OF REIMBURSEMENTS THAT MAY BE AWARDED IN ANY YEAR IS FIVE HUNDRED THOUSAND DOLLARS. IF THE TOTAL OF ALL ELIGIBLE REIMBURSEMENTS AS CALCULATED UNDER SUBSECTION (3)(a)(I) OF THIS SECTION EXCEEDS FIVE HUNDRED THOUSAND DOLLARS, EACH PARTICIPATING PROVIDER'S REIMBURSEMENT AMOUNT MUST BE REDUCED PROPORTIONATELY."

HB19-1161 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 10, line 19, strike "THE".

Page 10, strike lines 20 through 24.

SB19-095 be referred favorably to the Committee on Appropriations.
FINANCE

After consideration on the merits, the Committee recommends the following:

HB19-1217 be referred favorably to the Committee on Appropriations.

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

HB19-1174 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, after line 14 insert:

"SECTION 3. In Colorado Revised Statutes, 10-16-107, add (7) as follows:

10-16-107. Rate filing regulation - benefits ratio - rules. (7) As part of the rate filing required pursuant to this section, each carrier shall provide to the commissioner, in a form and format determined by the commissioner, information concerning the utilization of out-of-network providers and facilities and the aggregate cost savings as a result of the implementation of section 10-16-704 (3)(d)(I) and (5.5)(b)(I)."

Renumber succeeding sections accordingly.

Page 3, line 1, strike "and (12)" and substitute "(5.5)(e), (12), (13), and (14)".

Page 3, line 21, after "RECEIVES" insert "COVERED".

Page 4, line 5, strike "AVERAGE" and substitute "MEDIAN".

Page 5, line 12, after the period add "ANY PAYMENT MADE BY A COVERED PERSON PURSUANT TO THIS SUBSECTION (5.5)(a)(V) MUST BE APPLIED TO THE COVERED PERSON'S IN-NETWORK OUT-OF-POCKET MAXIMUM.".

Page 6, line 10, strike "FACILITY," and substitute "FACILITY OTHER THAN ANY OUT-OF-NETWORK FACILITY OPERATED BY THE DENVER HEALTH AND HOSPITAL AUTHORITY PURSUANT TO ARTICLE 29 OF TITLE 25,".

Page 6, line 11, after "FACILITY" insert "AND OUT-OF-NETWORK PROVIDER".

Page 6, strike line 13 and substitute:

"(A) ONE HUNDRED FIVE PERCENT OF THE CARRIER'S MEDIAN IN-NETWORK RATE OF".

Page 6, line 15, after "AREA;" add "OR".

Page 6, strikes line 16 through 18.
Reletter succeeding sub-subparagraph accordingly.

Page 6, after line 23 insert:

"(II) If a covered person receives emergency services at any out-of-network facility operated by the Denver Health and Hospital Authority created in section 25-29-103, the carrier shall reimburse the out-of-network facility directly in accordance with section 10-16-106.5 the greater of:

(A) The carrier’s median in-network rate of reimbursement for that service provided in a similar facility or setting in the same geographic area;

(B) Two hundred fifty percent of the Medicare facility or setting in the same geographic area; or

(C) One hundred percent of the median in-network rate of reimbursement for the same service provided in a similar facility or setting in the same geographic area for the prior year as determined based on claims data from the Colorado All-Payer Health Claims Database created in section 25.5-1-204.".

Renumber succeeding subparagraph accordingly.

Page 7, line 2, after "FACILITY" insert "AND THE CARRIER AND THE PROVIDER".

Page 7, after line 5 insert:

"(d) (I) Subsections (5.5)(a), (5.5)(b), and (5.5)(c) of this section do not apply to service agencies, as defined in section 25-3.5-103 (11.5), providing ambulance services, as defined in section 25-3.5-103 (3).

(II) (A) The commissioner shall promulgate rules to identify and implement a payment methodology that applies to service agencies described in subsection (5.5)(d)(I) of this section, except for service agencies that are publicly funded fire agencies.

(B) The commissioner shall make the payment methodology available to the public on the division’s website. The rules must be equitable to providers and carriers; hold consumers harmless except for any applicable copayment, coinsurance, or deductible amounts; and based on a cost-based model that includes direct payment to service agencies as described in subsection (5.5)(d)(I) of this section.

(C) The division may contract with a neutral third-party that has no financial interest in providers, emergency service providers, or carriers to conduct the analysis to identify and implement the payment methodology.".

Reletter succeeding paragraph accordingly.

Page 9, after line 20 insert:

"(13) When a carrier makes a payment to a provider or a facility pursuant to subsection (3)(d)(II) or (5.5)(b)(I) of this
SECTION, THE PROVIDER OR THE FACILITY MAY REQUEST AND THE
COMMISSIONER SHALL COLLECT DATA FROM THE CARRIER TO EVALUATE
THE CARRIER'S COMPLIANCE IN PAYING THE HIGHEST RATE REQUIRED. THE
INFORMATION REQUESTED MAY INCLUDE THE METHODOLOGY FOR
DETERMINING THE CARRIER'S MEDIAN IN-NETWORK RATE OR
REIMBURSEMENT FOR EACH SERVICE IN THE SAME GEOGRAPHIC AREA.
(14) ON OR BEFORE JANUARY 1 OF EACH YEAR, EACH CARRIER
SHALL SUBMIT INFORMATION TO THE COMMISSIONER, IN A FORM AND
MANNER DETERMINED BY THE COMMISSIONER, CONCERNING THE USE OF
OUT-OF-NETWORK PROVIDERS AND FACILITIES BY COVERED PERSONS AND
THE IMPACT ON PREMIUM AFFORDABILITY FOR CONSUMERS.
Page 10, line 4, strike "(5.5)(d)(II)." and substitute "(5.5)(e)(II).".
Page 10, after line 8 insert:
"(f) "HEALTH CARE PROVIDER" HAS THE SAME MEANING AS
"PROVIDER" AS DEFINED IN SECTION 10-16-102 (56).".
Reletter succeeding paragraphs accordingly.
Page 12, after line 3 insert:
"(5) THIS SECTION DOES NOT APPLY TO SERVICE AGENCIES, AS
DEFINED IN SECTION 25-3.5-103 (11.5), THAT ARE PUBLICLY FUNDED FIRE
AGENCIES.".
Page 13, strike line 16 and substitute:
"(I) ONE HUNDRED FIVE PERCENT OF THE CARRIER'S MEDIAN
IN-NETWORK RATE OF".
Page 13, line 18, after "AREA;" add "OR".
Page 13, strike lines 19 through 21.
Renumber succeeding subparagraph accordingly.
Page 17, line 21, strike "FACILITY" and substitute "FACILITY, OTHER THAN
ANY OUT-OF-NETWORK FACILITY OPERATED BY THE DENVER HEALTH AND
HOSPITAL AUTHORITY PURSUANT TO ARTICLE 29 OF TITLE 25,".
Page 17, strike line 26 and substitute:
"(I) ONE HUNDRED FIVE PERCENT OF THE CARRIER'S MEDIAN
IN-NETWORK RATE OF".
Page 18, line 1, after "AREA;" add "OR".
Page 18, strike lines 2 through 4.
Renumber succeeding subparagraph accordingly.
Page 18, after line 9 insert:
"(b) AN OUT-OF-NETWORK FACILITY OPERATED BY THE DENVER
HEALTH AND HOSPITAL AUTHORITY CREATED IN SECTION 25-29-103 MUST
SEND A CLAIM FOR EMERGENCY SERVICES TO THE CARRIER WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE DELIVERY OF SERVICES IN ORDER TO RECEIVE REIMBURSEMENT AS SPECIFIED IN THIS SUBSECTION (3)(b). THE REIMBURSEMENT RATE IS THE GREATER OF:

(I) THE CARRIER'S MEDIAN IN-NETWORK RATE OF REIMBURSEMENT FOR THAT SERVICE PROVIDED IN A SIMILAR FACILITY OR SETTING IN THE SAME GEOGRAPHIC AREA;

(II) TWO HUNDRED FIFTY PERCENT OF THE MEDICARE REIMBURSEMENT RATE FOR THE SAME SERVICE PROVIDED IN A SIMILAR FACILITY OR SETTING IN THE SAME GEOGRAPHIC AREA; OR

(III) ONE HUNDRED PERCENT OF THE MEDIAN IN-NETWORK RATE OF REIMBURSEMENT FOR THE SAME SERVICE PROVIDED IN A SIMILAR FACILITY OR SETTING IN THE SAME GEOGRAPHIC AREA FOR THE PRIOR YEAR AS DETERMINED BASED ON CLAIMS DATA FROM THE COLORADO ALL-PAYER HEALTH CLAIMS DATABASE CREATED IN SECTION 25.5-1-204.".

Reletter succeeding paragraphs accordingly.

Page 18, strike lines 25 through 27.

Strike page 19 and substitute:

"SECTION 8. Act subject to petition - effective date - applicability. (1) This act takes effect January 1, 2020; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to health benefit plans issued or renewed on or after the applicable effective date of this act."

JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1092 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 18-9-202, amend (2)(a.5)(II), (2)(a.5)(III), and (2)(a.5)(IV); and add (2)(a.5)(V.5) as follows:

18-9-202. Cruelty to animals - aggravated cruelty to animals - service animals. (2)(a.5)(II) In addition to any other sentence imposed for a violation of this section, the court may order an offender to complete an anger management treatment program, a mental health treatment program, or any other appropriate treatment program designed to
ADDRESS THE UNDERLYING CAUSATIVE FACTORS FOR THE VIOLATION.

(III) The court shall order an evaluation to be conducted prior to sentencing to assist the court in determining an appropriate sentence. If the violation is a felony offense in violation of subsection (1.5) of this section, a felony offense in violation of subsection (2)(b)(II) of this section, or any other violation of this section demonstrating knowing torture or torment of an animal that needlessly injured, mutilated, or killed the animal, the court shall require a comprehensive evaluation to help determine the causative factors. The person ordered to undergo an evaluation shall be required to pay the cost of the evaluation, unless the person qualifies for a public defender, then the cost will be paid by the judicial district. If the evaluation results in a recommendation of treatment and if the court so finds, the person shall must be ordered to complete, as a condition of any sentence to probation or a deferred judgment or sentence, an anger management treatment program, a mental health treatment program, or any other appropriate treatment program that the court may deem appropriate.

(IV) Upon successful completion of an anger management treatment program, a mental health treatment program, or any other appropriate treatment program, deemed appropriate by the court, the court may suspend any fine imposed; except for a five-hundred-dollar mandatory minimum fine which shall be imposed at the time of sentencing.

(V.5) In addition to any other sentence imposed for a felony conviction pursuant to this section, the court shall enter an order prohibiting the defendant from owning, possessing, or caring for a pet animal as defined in section 35-80-102(10) as a condition of the sentence for a period of three to five years, unless the defendant's treatment provider makes a specific recommendation not to impose the ban and the court agrees with the recommendation.

SECTION 2. In Colorado Revised Statutes, 19-2-918.5, amend (1), (2), and (3); and add (3.5) as follows:

19-2-918.5. Sentencing - animal cruelty - anger management treatment. (1) In addition to any sentence imposed pursuant to this section, any juvenile who has been adjudicated a juvenile delinquent for the commission of cruelty to animals, as described in section 18-9-202, (1)(a), C.R.S., in which the underlining factual basis of which has been found by the court to include the knowing or intentional torture or torment of an animal which needlessly injures, mutilates, or kills, injures, mutilates, or kills an animal, may be ordered to complete an anger management treatment program, a mental health treatment program, or any other appropriate treatment program deemed appropriate by the court.

(2) The court may order an evaluation to be conducted prior to disposition if an evaluation would assist the court in determining an appropriate disposition. The parents or legal guardian of the juvenile ordered to undergo an evaluation shall be required to pay the cost of the evaluation. If the evaluation results in a recommendation of treatment and if the court so finds, the juvenile shall must be ordered to complete an anger management treatment program, a mental health treatment program, or any other appropriate treatment program deemed
appropriate by the court DESIGNED TO ADDRESS THE UNDERLYING CAUSATIVE FACTORS FOR THE VIOLATION.

(3) The disposition for any juvenile who has been adjudicated a juvenile delinquent a second or subsequent time, the underlying factual basis of which has been found by the court to include an act of cruelty to animals, as described in section 18-9-202, (1)(a), C.R.S., shall MUST include the completion of an anger management treatment program, a MENTAL HEALTH TREATMENT PROGRAM, or any other APPROPRIATE treatment program deemed appropriate by the court DESIGNED TO ADDRESS THE UNDERLYING CAUSATIVE FACTORS FOR THE VIOLATION.

(3.5) IN ADDITION TO ANY SENTENCE IMPOSED PURSUANT TO THIS SECTION FOR ANY JUVENILE WHO HAS BEEN ADJUDICATED A JUVENILE DELINQUENT FOR THE COMMISSION OF CRUELTY TO ANIMALS, AS DESCRIBED IN SECTION 18-9-202, THE COURT MAY ENTER AN ORDER PROHIBITING THE JUVENILE OR OTHER PARTY FROM OWNING, POSSESSING, OR CARING FOR A PET ANIMAL AS DEFINED IN SECTION 35-80-102 (10), UNLESS THE DEFENDANT'S TREATMENT PROVIDER MAKES A SPECIFIC RECOMMENDATION NOT TO IMPOSE THE BAN AND THE COURT AGREES WITH THE RECOMMENDATION.

SECTION 3. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to offenses committed on or after the applicable effective date of this act."

HB19-1197 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 3, strike "(1)(a), (1)(b)," and substitute "(1)".

Page 2, line 6, strike "social".

Page 2, strike lines 7 through 11 and substitute:
"(a) "CASEWORKER" MEANS A STATE OR COUNTY EMPLOYEE, INCLUDING A COUNTY ATTORNEY, WHO IS ENGAGED IN INVESTIGATING OR TAKING LEGAL ACTION REGARDING ALLEGATIONS OF CHILD ABUSE OR NEGLECT PURSUANT TO ARTICLE 3 OF TITLE 19.

(b) "Immediate family" means a law enforcement official's or CASEWORKER's spouse, child, or parent or any other blood relative who lives in the same residence as the law enforcement official or CASEWORKER.

(c) "Law enforcement official" means a peace officer as described in section 16-2.5-101, C.R.S., a judge as defined by section 18-8-615 (3), or a prosecutor, as defined in section 18-8-616 (3).
(a.9) (d) "Participant in the address confidentiality program" means an individual accepted into the address confidentiality program in accordance with part 21 of article 30 of title 24, C.R.S.

(b) (e) "Personal information" means the home address, home”.

Page 3, strike lines 1 through 4.

Page 3, line 13, after "REQUEST" insert "PURSUANT TO SUBSECTION (2.8)(b) OF THIS SECTION”.

Page 3, line 14, after "REMOVE" insert "PERSONAL INFORMATION FROM”.

Page 3, strike lines 15 through 18 and substitute "ARE AVAILABLE ON THE INTERNET. IF A STATE OR LOCAL GOVERNMENT”.

Page 4, strike lines 2 and 3 and substitute:
"(II) AN AFFIRMATION STATING UNDER PENALTY OF PERJURY THAT THE PERSON HAS REASON TO BELIEVE THAT THE DISSEMINATION OF THE PERSONAL INFORMATION CONTAINED IN THE RECORDS THAT THE OFFICIAL”.

Page 4, strike lines 18 and 19 and substitute:
"(XXII) PERSONAL INFORMATION, AS DEFINED IN SECTION 18-9-313 (1)(e), IN A RECORD FOR WHICH THE CUSTODIAN HAS RECEIVED A REQUEST UNDER SECTION 18-9-313.”.

Strike "SOCIAL" on: Page 2, lines 14, 16, and 19; Page 3, lines 6, 7, 9, 10, 13, 21, 22, 23, and 27; and Page 4, lines 5 and 6.

SB19-091 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 16, after "INCIDENTS;" insert "AND”.

Page 2, strike lines 17 through 23.

Page 3, strike lines 1 through 4.

Reletter succeeding paragraph accordingly.

Page 8, strike line 4 and substitute:
"(f) A MUNICIPAL POLICE DEPARTMENT;
(g) A CAMPUS POLICE DEPARTMENT; OR”.

Reletter succeeding paragraph accordingly.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1034, 1047, 1063, 1077, 1084, 1100, 1175; SB19-057.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and trasmited to the Revisor of Statutes:
SB19-077 Amended in General Orders as printed in Senate Journal, March 5, 2019.

The Senate has passed on Third Reading and returns herewith:
HB19-1083 and 1148.

The Senate has voted to concur in House Amendments to SB19-049, 035, and 046 and the bills have been repassed as amended.

The Senate has adopted the First Report of the First Conference Committee on SB19-128 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, SB19-077.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 8th day of March, 2019, at 11:25 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, March 7, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

**HB 19 1104** - Rights Of Persons Office Respondent Parents’ Counsel
Approved Thursday, March 7, 2019  2:08 p.m.

**HB 19 1071** - Colorado Department Of Public Health And Environment Water Quality Control
Approved Thursday, March 7, 2019  2:09 p.m.
HB 19 1098 - Deeds To Convey Real Property
Approved Thursday, March 7, 2019  2:10 p.m.

HB 19 1008 - Include Career And Technical Education In Building Excellent Schools Today Program
Approved Thursday, March 7, 2019 2:13 p.m.

HB 19 1066 - Counting Special Education In Graduation Rate
Approved Thursday, March 7, 2019  2:09 p.m.

HB 19 1109 - Convalescent Centers As Pharmacies
Approved Thursday, March 7, 2019  2:43 p.m.

HB 19 1050 - Encourage Use Of Xeriscape In Common Areas
Approved Thursday, March 7, 2019  2:59 p.m.

HB 19 1062 - Grand Junction Regional Center Campus
Approved Thursday, March 7, 2019  2:38 p.m.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1225  by Representative(s) Herod and Soper, Roberts--Concerning prohibiting the use of monetary bail for certain levels of offenses except in certain circumstances.
Committee on Judiciary

HB19-1226  by Representative(s) Herod and Soper; also Senator(s) Lee--Concerning changes to release on bond, and, in connection therewith, the development of a pretrial screening process and administrative order for release without any monetary conditions; creating a presumption of release with the least restrictive conditions and without monetary conditions; specifying the information the court considers when making determinations about type of bond and conditions of release; and a requirement for pretrial services programs throughout the state.
Committee on Judiciary

HB19-1227  by Representative(s) Benavidez--Concerning a requirement that the department of personnel create a prevailing wage working group to determine the appropriate manner in which to implement a prevailing wage requirement for state contracts.
Committee on Business Affairs & Labor
HB19-1228 by Representative(s) Bird and Titone, Gray, McLachlan, Soper; also Senator(s) Zenzinger and Tate, Bridges, Gardner, Priola, Rodriguez--Concerning an increase in the aggregate amount of the tax credits that the Colorado housing and finance authority may allocate in a calendar year under the Colorado affordable housing tax credit.

Committee on Finance
Committee on Appropriations

HB19-1229 by Representative(s) Roberts and Snyder; also Senator(s) Gardner and Lee--Concerning the "Colorado Electronic Preservation of Abandoned Estate Planning Documents Act".

Committee on State, Veterans, & Military Affairs

HB19-1230 by Representative(s) Singer and Melton, Coleman, Gray, Landgraf, Michaelson Jenet; also Senator(s) Marble, Pettersen, Rodriguez--Concerning marijuana hospitality establishments.

Committee on Business Affairs & Labor

HB19-1231 by Representative(s) Froelich and Kipp, Benavidez, Jaquez Lewis, Melton, Mullica, Titone, Valdez A.--Concerning efficiency standards for equipment sold in Colorado, and, in connection therewith, requiring certain appliances, plumbing fixtures, and other products sold for residential or commercial use to meet energy efficiency and water efficiency standards.

Committee on Energy & Environment

HB19-1232 by Representative(s) Gonzales-Gutierrez and Catlin; also Senator(s) Coram and Rodriguez--Concerning the alignment of compliance with the federal "Indian Child Welfare Act".

Committee on State, Veterans, & Military Affairs

HB19-1233 by Representative(s) Froelich and Caraveo; also Senator(s) Ginal and Moreno--Concerning payment system reforms to reduce health care costs by increasing utilization of primary care.

Committee on Health & Insurance

SB19-077 by Senator(s) Priola and Williams A.; also Representative(s) Hansen--Concerning measures that affect the development of infrastructure used by electric motor vehicles, and, in connection therewith, establishing a process at the Colorado public utilities commission whereby a public utility may undertake implementation of an electric motor vehicle infrastructure program within the area covered by the utility's certificate of public convenience and necessity.

Committee on Transportation & Local Government
SB19-138  by Senator(s) Winter and Priola; also Representative(s) Bird--Concerning bonding requirements for contractors that are a party to certain public-private initiatives.

Committee on Finance

On motion of Representative Weissman, the House adjourned until 10:00 a.m., March 11, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Sixty-seventh Legislative Day  Monday, March 11, 2019

Prayer by Pastor Jon Schrag, Plum Creek Chapel, Sedalia.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Pyper and Tehya Counts, Rockridge Elementary, Castle Rock.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Hooton, Landgraf, Lewis--3.
Present after roll call--Representative(s) Hooton, Landgraf, Lewis.

The Speaker declared a quorum present.

On motion of Representative Gonzales Gutierrez, the reading of the journal of March 8, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1023 by Representative(s) Saine and Jackson, McLachlan, Roberts; also Senator(s) Marble and Todd, Zenzinger--Concerning issuance of driving authorization documents to foster children who are under eighteen years of age.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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</tr>
</thead>
<tbody>
<tr>
<td>64</td>
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<tr>
<td>Arndt</td>
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<td>Exum</td>
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<tr>
<td>Baisley</td>
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<td>Froelich</td>
<td>Y</td>
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<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y</td>
</tr>
<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y</td>
</tr>
</tbody>
</table>
HB19-1186 by Representative(s) McLachlan and Exum; also Senator(s) Bridges and Cooke--Concerning fingerprinting options for background checks for school employees.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
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<td>0</td>
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</table>

HB19-1065 by Representative(s) Soper and Roberts; also Senator(s) Rankin--Concerning public hospital boards of trustees, and, in connection therewith, eliminating the restriction that a board may not include more than four local residents
and allowing a board to unilaterally acquire real or personal property by lease if the board has designated the public hospital as an enterprise.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>64</th>
<th>NO</th>
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</thead>
<tbody>
<tr>
<td>Arndt</td>
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<td>Exum</td>
<td>Y</td>
<td>Landgraf</td>
<td>E</td>
<td>Saine</td>
<td>Y</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>Y</td>
<td>Sandridge</td>
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<tr>
<td>Beckman</td>
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<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
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<td>Singer</td>
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</tr>
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<td>Benavidez</td>
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<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
<td>Y</td>
<td>Sirota</td>
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<tr>
<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
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<td>Lontine</td>
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<td>Snyder</td>
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<tr>
<td>Bockenfeld</td>
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<td>Gonzales-Gutierrez</td>
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<td>McCluskie</td>
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<td>Buck</td>
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<td>Gray</td>
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<td>Buckner</td>
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<td>McLachlan</td>
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<td>Buentello</td>
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<tr>
<td>Caraveo</td>
<td>Y</td>
<td>Hooton</td>
<td>Y</td>
<td>Michaelson Jenet</td>
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<td>Valdez A.</td>
<td>Y</td>
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<tr>
<td>Carver</td>
<td>Y</td>
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<td>Mullica</td>
<td>Y</td>
<td>Valdez D.</td>
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<tr>
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<td>Neville</td>
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<td>Jaquez Lewis</td>
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<td>Pelton</td>
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<td>Weissman</td>
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<td>Cutter</td>
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<td>Kennedy</td>
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<td>Ransom</td>
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<td>Will</td>
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<td>Duran</td>
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<td>Kipp</td>
<td>Y</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
</tr>
<tr>
<td>Esgar</td>
<td>Y</td>
<td>Kraft-Tharp</td>
<td>Y</td>
<td>Roberts</td>
<td>Y</td>
<td>Wilson</td>
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<td>Speaker</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buentello, Galindo, Michaelson Jenet by Representative(s) Roberts; also Senator(s) Donovan and Rankin--Concerning a requirement that motor vehicles meet traction-control standards for winter conditions.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>46</th>
<th>NO</th>
<th>18</th>
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<td>Arndt</td>
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<td>Saine</td>
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<tr>
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<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
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<td>Sandridge</td>
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<td>Beckman</td>
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<td>Galindo</td>
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<td>Lewis</td>
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<td>Soper</td>
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<td>Gray</td>
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<td>McKean</td>
<td>Y</td>
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<td>Buckner</td>
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<td>Hansen</td>
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<td>McLachlan</td>
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<td>Herod</td>
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<td>Melton</td>
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<td>Titone</td>
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<td>Valdez A.</td>
<td>Y</td>
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<td>Mullica</td>
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<td>Valdez D.</td>
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<td>Catlin</td>
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<td>N</td>
<td>Van Winkle</td>
<td>N</td>
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<td>Coleman</td>
<td>Y</td>
<td>Jaquez Lewis</td>
<td>Y</td>
<td>Pelton</td>
<td>N</td>
<td>Weissman</td>
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<td>Cutter</td>
<td>Y</td>
<td>Kennedy</td>
<td>Y</td>
<td>Ransom</td>
<td>N</td>
<td>Will</td>
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<tr>
<td>Duran</td>
<td>Y</td>
<td>Kipp</td>
<td>Y</td>
<td>Rich</td>
<td>N</td>
<td>Williams D.</td>
<td>N</td>
</tr>
</tbody>
</table>
HB19-1086 by Representative(s) Duran; also Senator(s) Pettersen--
Concerning the conduct of plumbing inspections to ensure
compliance with the plumbing law.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

YES 41 NO 23 EXCUSED 1 ABSENT 0
Arndt Y Exum Y Landgraf E Saine N
Baisley N Froelich Y Larson N Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Esgar, Galindo,
Gonzales Gutierrez, Hooton, Jaquez Lewis, Kennedy, Lontine, Melton,
Michaelson Jenet, Mullica, Snyder, Sullivan

SB19-103 by Senator(s) Williams A. and Tate, Cooke, Coram, Court,
Crowder, Danielson, Fenberg, Fields, Foote, Garcia,
Gardner, Ginal, Gonzales, Hisey, Holbert, Lee, Lundeen,
Marble, Moreno, Pettersen, Priola, Rodriguez, Story,
Todd, Winter, Woodward, Zenzinger; also
Representative(s) Coleman and Carver, Van Winkle,
Arndt, Baisley, Beckman, Buck, Catlin, Geitner,
Gonzales-Gutierrez, Humphrey, Landgraf, Larson, Lewis,
Lontine, McKeen, Neville, Ransom, Rich, Saine,
Sandridge, Soper, Williams D., Wilson--Concerning the
ability of a minor to operate a business on a limited basis
without obtaining the approval of a local government.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.
HB19-1026 by Representative(s) Catlin and McCluskie; also
Senator(s) Coram and Donovan--Concerning fines
assessed for violations of laws administered by the
division of parks and wildlife.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Caraveo, Cutter, Gray,
Hansen, Herod, McClachlan, Michaelson Jenet, Roberts, Snyder, Titone, Will,
Speaker
HB19-1210  by Representative(s) Melton and Galindo, Arndt, Benavidez, Buckner, Buentello, Caraveo, Coleman, Duran, Exum, Gonzales-Gutierrez, Herod, Jackson, Kennedy, McLachlan, Michaelson Jenet, Mullica, Singer, Sirota, Sullivan, Weissman; also Senator(s) Danielson and Moreno, Court, Fields, Foote, Ginal, Gonzales, Lee, Pettersen, Rodriguez, Story, Todd, Zenzinger--Concerning the repeal of the prohibitions on a local government establishing minimum wage laws within its jurisdiction.

The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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</thead>
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<tr>
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<td>Galindo Y</td>
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<td>Benavidez Y</td>
<td>Garnett Y</td>
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<td>Bird Y</td>
<td>Geitner N</td>
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<td>Bockenfeld N</td>
<td>Gonzales-Gutierrez Y</td>
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<tr>
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<td>Hansen Y</td>
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<td>Buentello Y</td>
<td>Herod Y</td>
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<td>Hooton Y</td>
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<td>Humphrey Y</td>
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<td>Catlin N</td>
<td>Jackson Y</td>
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<td>Coleman Y</td>
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<td>Kipp Y</td>
</tr>
<tr>
<td>Esgar Y</td>
<td>Kraft-Tharp Y</td>
</tr>
</tbody>
</table>

HB19-1128  by Representative(s) Kraft-Tharp and Saine, Michaelson Jenet; also Senator(s) Fields and Smallwood, Todd--Concerning intercepts, and, in connection therewith, intercepting lottery winnings to pay outstanding court obligations.

The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>63</th>
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<td>Buck Y</td>
<td>Gray Y</td>
</tr>
<tr>
<td>Buckner Y</td>
<td>Hansen Y</td>
</tr>
</tbody>
</table>
SB19-006 by Senator(s) Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning an electronic sales and use tax simplification system, and, in connection therewith, requiring the office of information technology to conduct a sourcing method for the development of the system and requiring the department of revenue to establish the implementation of the system for the acceptance of returns and processing of payments for the sales and use tax levied by the state and any local taxing jurisdictions, and making an appropriation.

Laid over until March 12, retaining place on Calendar.

SB19-016 by Senator(s) Donovan and Coram; also Representative(s) Esgar and Saine, Roberts, Arndt, Catlin--Concerning the methodology to distribute money in the severance tax operational fund after core departmental programs are funded without changing the transfers to the natural resources and energy grant programs.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th></th>
<th>YES</th>
<th>63</th>
<th>NO</th>
<th>1</th>
<th>EXCUSED</th>
<th>1</th>
<th>ABSENT</th>
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</thead>
</table>

Co-sponsor(s) added: Representative(s) Gray, Hansen, Herod, Kipp, McCluskie, Sandridge, Snyder, Titone, Valdez D., Speaker
SB19-017 by Senator(s) Zenzinger, Ginal, Todd; also Representative(s) Roberts, McLachlan--Concerning the exemption of the department of transportation from existing reporting and transportation commission approval requirements when it acquires land needed for specified highway-related purposes by means other than condemnation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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Arndt Y Exum Y Landgraf E Saine N
Baisley N Froelich Y Larson N Sandridge N
Beckman N Galindo N Lewis N Singer Y
Benavidez N Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. N
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Buentello

On motion of Representative Garnett, HB19-1197, 1118, 1092 were made Special Orders on March 11, 2019, at 10:45 a.m.

The hour of 10:45 a.m., having arrived, on motion of Representative Titone, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)
HB19-1197 by Representative(s) Carver and Singer; also Senator(s) Lee and Gardner--Concerning restrictions on making public the personal information of government employees whose official duties involve child abuse and neglect cases.

Amendment No. 1, Judiciary Report, dated March 7, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1118 by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s) Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

Amendment No. 1, Transportation & Local Government Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1092 by Representative(s) Valdez A., Caraveo, Duran, Galindo, Mullica, Singer, Sullivan; also Senator(s) Ginal--Concerning a prohibition on future ownership of an animal for persons convicted of animal cruelty.

Amendment No. 1, Judiciary Report, dated March 7, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

Amendment No. 2, by Representative(s) Valdez A.

Amend the Judiciary Committee Report dated March 7, 2019, page 3, line 17, strike "DEFENDANT'S" and substitute "JUVENILE'S".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

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AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following McKean amendment, to HB 19-1118, to show that said amendment passed, and that HB 19-1118, as amended, passed.
Amend Transportation & Local Government Committee Report, dated February 27, 2019, page 1, line 5, strike "AGREEMENT" and substitute "AGREEMENT, A RESIDENTIAL AGREEMENT LEASING A SINGLE FAMILY HOME OR SINGLE CONDOMINIUM UNIT,".

Page 1, line 11, strike the first "AGREEMENT" and substitute "AGREEMENT, A RESIDENTIAL AGREEMENT LEASING A SINGLE FAMILY HOME OR SINGLE CONDOMINIUM UNIT,".

Page 2, line 3, strike "AGREEMENT" and substitute "AGREEMENT, A RESIDENTIAL AGREEMENT LEASING A SINGLE FAMILY HOME OR SINGLE CONDOMINIUM UNIT,".

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>31</th>
<th>NO</th>
<th>33</th>
<th>EXCUSED</th>
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<th>ABSENT</th>
<th>0</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt N</td>
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Representative McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following McKean amendment, to HB 19-1118, to show that said amendment passed, and that HB 19-1118, as amended, passed.

Strike the Transportation & Local Government Committee Report, dated February 27, 2019, and substitute:

"Amend printed bill, page 2, strike line 3, and substitute "(1)(d) as follows:""

"Page 2 of the printed bill, line 6, after ",(d)" insert ",(I)."

"Page 2 of the printed bill, line 9, strike "three FOURTEEN" and substitute "three"."

"Page 2 of the printed bill, line 11, after "rent" insert "PURSUANT TO SUBSECTION (1)(d)(II) OF THIS SECTION"."
Page 2 of the printed bill, line 12, strike "three FOURTEEN days" and substitute "three days".

Page 2 of the printed bill, after line 17 insert:

"(II) EXCEPT FOR A SECOND OR SUBSEQUENT DEFAULT IN THE PAYMENT OF RENT PURSUANT TO THE RESIDENTIAL AGREEMENT UNDER WHICH THE TENANT HOLDS WITHIN SIX MONTHS OF A PREVIOUS VIOLATION OF THE SAME AGREEMENT, THE NOTICE REQUIRED BY THIS SUBSECTION (1)(d) MUST ALLOW A TENANT THE OPPORTUNITY TO CURE ANY DEFAULT IN THE PAYMENT OF RENT WITHIN FOURTEEN DAYS AFTER THE NOTICE OR BY THE DATE AT WHICH AN ANSWER IS DUE PURSUANT TO SECTION 13-40-113 IN AN ACTION ARISING FROM THE DEFAULT IN THE PAYMENT OF RENT, WHICHEVER IS SOONER. NOTHING IN THIS SUBSECTION (1)(d)(II) PROHIBITS A LANDLORD FROM INITIATING AN ACTION PURSUANT TO THIS ARTICLE 40 FOLLOWING THE EXPIRATION OF THE THREE DAYS' NOTICE PERIOD DESCRIBED IN SUBSECTION (1)(d)(I) OF THIS SECTION. FOR A SECOND OR SUBSEQUENT DEFAULT IN THE PAYMENT OF RENT PURSUANT TO THE AGREEMENT UNDER WHICH THE TENANT HOLDS WITHIN SIX MONTHS OF A PREVIOUS VIOLATION OF THE SAME AGREEMENT, THE NOTICE REQUIRED BY THIS SUBSECTION (1)(d) MAY REQUIRE PAYMENT WITHIN THREE DAYS. THIS SUBSECTION (1)(d)(II) DOES NOT APPLY TO A DEFAULT IN THE PAYMENT OF RENT FOR A NONRESIDENTIAL AGREEMENT.".

Page 2 of the printed bill, strike lines 18 through 22.

Page 3 of the printed bill, strike lines 1 through 6.".

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1118, to show that said amendment passed, and that HB 19-1118, as amended, passed.
Amend the Transportation & Local Government Committee Report, dated February 27, 2019, page 1, line 6, strike "AGREEMENT," and substitute "AGREEMENT OR A RESIDENTIAL LEASE AGREEMENT IN A RURAL COUNTY,".

Page 1, line 11, strike "AGREEMENT," and substitute "AGREEMENT OR A RESIDENTIAL LEASE AGREEMENT IN A RURAL COUNTY,".

Page 2, line 4, after "AGREEMENT" insert "OR A RESIDENTIAL LEASE AGREEMENT IN A RURAL COUNTY".

Page 2, line 7, "TENANCY" insert "OR A RESIDENTIAL LEASE AGREEMENT IN A RURAL COUNTY".

The amendment was declared lost by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1118, to show that said amendment passed, and that HB 19-1118, as amended, passed.

Amend the Transportation & Local Government Committee Report, dated February 27, 2019, page 1, line 2, strike "(5)." and substitute "(1.5) and (5).".

Page 2, strike line 10 and substitute:

"(1.5) A LOCAL GOVERNMENT MAY REQUIRE A NOTICE PERIOD LESS THAN THE NOTICE PERIOD SET FORTH IN SUBSECTION (1)(d), (1)(e), OR (1)(e.5)(II) OF THIS SECTION WITH REGARD TO RENTAL AGREEMENTS CONCERNING PROPERTY LOCATED ENTIRELY WITHIN THE LOCAL GOVERNMENT'S JURISDICTION; EXCEPT THAT A LOCAL GOVERNMENT CANNOT REQUIRE A NOTICE PERIOD THAT IS LESS THAN THREE DAYS.

(5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "EMPLOYER-PROVIDED".
Page 2, line 13, strike "LANDLORD.". and substitute "LANDLORD."

(b) "LOCAL GOVERNMENT" MEANS A CITY, COUNTY, CITY AND
COUNTY, OR TOWN.".".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 12, retaining place on Calendar:

Consideration of General Orders--HB19-1003, SB19-100, 079.
Consideration of Senate Amendment(s)--HB19-1114, 1105.

House in recess.  House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-019 and 029.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1034, 1047, 1063, 1077, 1084, 1100, 1175 at 12:31 p.m. on March 11, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and trasmitted to the Revisor of Statutes:

SB19-152 and 151.
SB19-141  Amended as printed in Senate Journal, March 8, 2019.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-151 and 152.
without comment, as amended, SB19-141.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 12, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Edwins,
Chief Clerk
Prayer by Father Bill Oulvey, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Rachel Wiggins, University of Colorado at Denver.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Herod, Lewis, Michaelson Jenet, Soper--4.

Present after roll call--Representative(s) Soper.

The Speaker declared a quorum present.

On motion of Representative Gonzales-Gutierrez, the reading of the journal of March 11, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-006 by Senator(s) Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning an electronic sales and use tax simplification system, and, in connection therewith, requiring the office of information technology to conduct a sourcing method for the development of the system and requiring the department of revenue to establish the implementation of the system for the acceptance of returns and processing of payments for the sales and use tax levied by the state and any local taxing jurisdictions, and making an appropriation.

Laid over until March 13, retaining place on Calendar.
HB19-1197  by Representative(s) Carver and Singer; also Senator(s) Lee and Gardner--Concerning restrictions on making public the personal information of government employees whose official duties involve child abuse and neglect cases.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Caraveo, Exum, Froelich, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Landgraf, McCluskie, Melton, Mullica, Pelton, Ransom, Roberts, Sandridge, Sirota, Snyder, Titone, Valdez A., Will, Speaker

HB19-1118 by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s) Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

Laid over until March 13, retaining place on Calendar.

HB19-1092 by Representative(s) Valdez A., Caraveo, Duran, Galindo, Mullica, Singer, Sullivan; also Senator(s) Ginal--Concerning a prohibition on future ownership of an animal for persons convicted of animal cruelty.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
YES 55  NO 7  EXCUSED 3  ABSENT 0

Arndt Y  Exum Y  Landgraf Y  Saine Y
Baisley Y  Froelich Y  Larson Y  Sandridge Y
Beckman N  Galindo Y  Lewis E  Singer Y
Benavidez Y  Garnett Y  Liston Y  Sirota Y
Bird Y  Geitner Y  Lontine Y  Snyder Y
Bockenfeld Y  Gonzales-Gutierrez Y  McCluskie Y  Soper Y
Buck Y  Gray Y  McKean N  Sullivan Y
Buckner Y  Hansen Y  McLachlan Y  Tipper Y
Buentello Y  Herod E  Melton Y  Titone Y
Caraveo Y  Hooton Y  Michaelson Jenet E  Valdez A. Y
Carver Y  Humphrey Y  Mullica Y  Valdez D. Y
Catlin N  Jackson Y  Neville Y  Van Winkle Y
Coleman Y  Jaquez Lewis Y  Pelton N  Weissman Y
Cutter Y  Kennedy Y  Ransom Y  Will N
Duran Y  Kipp Y  Rich N  Williams D. Y
Esgar Y  Kraft-Tharp Y  Roberts Y  Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Cutter, Exum, Froelich, Hooton, Jackson, Jaquez Lewis, Kipp, McLachlan, Melton, Saine, Sirota, Snyder, Tipper, Titone

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On motion of Representative Sirota, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

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GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1003 by Representative(s) Hansen, Valdez A.--Concerning community solar gardens.

Laid over until March 13, retaining place on Calendar.

SB19-100 by Senator(s) Gardner; also Representative(s) Tipper--Concerning the creation of the "Uniform Civil Remedies for Unauthorized Disclosure of Intimate Images Act".

Amendment No. 1, Judiciary Report, dated March 5, 2019, and placed in member's bill file; Report also printed in House Journal, March 6, 2019.

Amendment No. 2, by Representative(s) Tipper.

Amend reengrossed bill, page 9, line 5, strike "THIS" and substitute "(1) THIS".
Page 9, after line 7 insert:

"(2) This section does not apply to an interactive computer service, as defined in 47 U.S.C. Sec. 230(f)(2), for content provided by another person."

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-079 by Senator(s) Todd and Priola, Cooke, Coram, Court, Fenberg, Ginal, Moreno, Williams A., Winter, Zenzinger; also Representative(s) Esgar and Landgraf--Concerning a requirement that certain practitioners prescribe controlled substances electronically.

Amendment No. 1, Public Health Care & Human Services Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 7, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1095 by Representative(s) Cutter and Landgraf; also Senator(s) Fields--Concerning physician assistants, and, in connection therewith, establishing requirements for the supervision of physician assistants, establishing liability for physician assistants, and increasing the number of physician assistant members on the Colorado medical board.

Amendment No. 1, Health & Insurance Report, dated February 19, 2019, and placed in member's bill file; Report also printed in House Journal, February 20, 2019.

Amendment No. 2, Appropriations Report, dated March 8, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

Amendment No. 3, by Representative(s) Cutter.

Amend the Health and Insurance Committee Report, dated February 19, 2019, page 1, line 20, strike "RESPONSIBILITY." and substitute "RESPONSIBILITY. A LICENSED PHYSICIAN HAS SOLE DISCRETION TO ASSUME OR REFUSE SUCH RESPONSIBILITY, AND AN EMPLOYER SHALL NOT REQUIRE A LICENSED PHYSICIAN TO ASSUME SUCH RESPONSIBILITY AS A CONDITION OF EMPLOYMENT.".

Amendment No. 4, by Representative(s) Cutter.

Amend printed bill, page 7, line 17, strike "and one physician assistant" and substitute "and one physician assistant".

Page 8, strike lines 1 and 2 and substitute "APPOINTMENT. Thereafter, the terms of the members of the board shall be four years.".
"SECTION 5. In Colorado Revised Statutes, add to article 240 of title 12 as relocated by House Bill 19-1172 12-240-114.5 as follows:

12-240-114.5. Physician assistants - definitions - supervisory requirements - liability - definitions. (1) As used in this section, unless the context otherwise requires:

(a) "Performance evaluation" means a document that includes domains of competency relevant to the practice of a physician assistant, uses more than one modality of assessment to evaluate the domains, and includes consideration of the physician assistant's education, training, experience, competency, and knowledge of the specialty in which the physician assistant is engaged.

(b) "Practice agreement" means a written agreement between a physician assistant and a supervising physician that defines the communication and decision-making process by which the physician assistant and the supervising physician provide care to patients.

(c) "Supervisory plan" means a document that allows a supervising physician to follow the ongoing professional development of a physician assistant's clinical practice, promotes a collaborative relationship between a physician assistant and his or her supervising physicians, and allows a supervising physician to address any deficiencies that have been identified in the physician assistant's clinical competencies during the initial performance period.

(2) A physician assistant licensed pursuant to this article 240 who has practiced for less than three years is subject to the following supervisory requirements:

(a) The physician assistant's first one hundred sixty working hours shall be supervised by a supervising physician who works at the same location as the physician assistant. The physician assistant's primary supervising physician shall provide at least forty hours of supervision, and the remaining hours may be provided by a secondary supervising physician who is designated by the primary supervising physician.

(b) After the physician assistant completes one hundred sixty working hours, a supervising physician must remain available to the physician assistant via a telecommunication device at all times when the physician assistant is working.

(c) Not more than thirty days after the physician assistant completes one hundred sixty working hours, the primary supervising physician shall complete an initial performance assessment and a supervisory plan for the physician assistant.

(3) (a) The supervision of a physician assistant licensed pursuant to this article 240 who has practiced in this state for three years or more is determined by a practice agreement that shall be created by the physician assistant and his or her primary supervising physician not later than thirty days after the physician assistant begins practicing under the supervision of the primary supervising physician. A practice agreement must include:

(I) A process by which a physician assistant and a
SUPERVISING PHYSICIAN COMMUNICATE AND MAKE DECISIONS CONCERNING PATIENTS’ MEDICAL TREATMENT, WHICH PROCESS UTILIZES THE KNOWLEDGE AND SKILLS OF THE PHYSICIAN ASSISTANT AND THE SUPERVISING PHYSICIAN BASED ON THEIR RESPECTIVE EDUCATION, TRAINING, AND EXPERIENCE;

(II) A PROTOCOL FOR DESIGNATING AN ALTERNATIVE PHYSICIAN FOR CONSULTATION WHEN THE SUPERVISING PHYSICIAN IS UNAVAILABLE FOR CONSULTATION;

(III) THE SIGNATURES OF THE PHYSICIAN ASSISTANT AND SUPERVISING PHYSICIAN; AND

(IV) A TERMINATION PROVISION THAT ALLOWS THE PHYSICIAN ASSISTANT OR THE SUPERVISING PHYSICIAN TO TERMINATE THE PRACTICE AGREEMENT AFTER PROVIDING WRITTEN NOTICE OF HIS OR HER INTENT TO DO SO AT LEAST THIRTY DAYS BEFORE THE DATE OF TERMINATION. IF A PRACTICE AGREEMENT IS TERMINATED, THE PHYSICIAN ASSISTANT AND THE PHYSICIAN ASSISTANT’S PRIMARY SUPERVISING PHYSICIAN SHALL CREATE A NEW PRACTICE AGREEMENT WITHIN FORTY-FIVE DAYS AFTER THE DATE THE PREVIOUS PRACTICE AGREEMENT WAS TERMINATED.

(b) IN ADDITION TO THE COMPONENTS DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION, A PRACTICE AGREEMENT MAY IMPOSE CONDITIONS CONCERNING SPECIFIC DUTIES, PROCEDURES, OR DRUGS.

(c) IF THE TERMS OR CONDITIONS OF A PRACTICE AGREEMENT CHANGE, BOTH THE PHYSICIAN ASSISTANT AND THE SUPERVISING PHYSICIAN SHALL SIGN AND DATE THE UPDATED PRACTICE AGREEMENT.

(4) A PHYSICIAN ASSISTANT LICENSED PURSUANT TO THIS ARTICLE 240 WHO HAS PRACTICED FOR AT LEAST TWELVE MONTHS AND WHO IS MAKING A SUBSTANTIVE CHANGE IN HIS OR HER SCOPE OF PRACTICE OR PRACTICE AREA IS SUBJECT TO THE FOLLOWING SUPERVISORY REQUIREMENTS:

(a) THE PHYSICIAN ASSISTANT’S FIRST EIGHTY WORKING HOURS SHALL BE SUPERVISED BY A SUPERVISING PHYSICIAN WHO WORKS AT THE SAME LOCATION AS THE PHYSICIAN ASSISTANT. THE PHYSICIAN ASSISTANT’S PRIMARY SUPERVISING PHYSICIAN SHALL PROVIDE AT LEAST TWENTY HOURS OF SUPERVISION, AND THE REMAINING HOURS MAY BE PROVIDED BY A SECONDARY SUPERVISING PHYSICIAN WHO IS DESIGNATED BY THE PRIMARY SUPERVISING PHYSICIAN.

(b) AFTER THE PHYSICIAN ASSISTANT COMPLETES EIGHTY WORKING HOURS, A SUPERVISING PHYSICIAN SHALL REMAIN AVAILABLE TO THE PHYSICIAN ASSISTANT VIA A TELECOMMUNICATION DEVICE AT ALL TIMES WHEN THE PHYSICIAN ASSISTANT IS WORKING.

(c) AFTER THE PHYSICIAN ASSISTANT HAS WORKED FOR SIX MONTHS, AND AGAIN AFTER THE PHYSICIAN ASSISTANT HAS WORKED FOR TWELVE MONTHS, THE PRIMARY SUPERVISING PHYSICIAN SHALL COMPLETE A PERFORMANCE ASSESSMENT AND DISCUSS THE PERFORMANCE ASSESSMENT WITH THE PHYSICIAN ASSISTANT.

(5) (a) A PHYSICIAN ASSISTANT LICENSED PURSUANT TO THIS ARTICLE 240 WHO HAS PRACTICED FOR AT LEAST THREE YEARS MAY BE LIABLE FOR DAMAGES RESULTING FROM NEGLIGENCE IN PROVIDING CARE TO A PATIENT; EXCEPT THAT A PHYSICIAN ASSISTANT IS NOT LIABLE FOR ANY DAMAGES THAT OCCUR AS A RESULT OF THE PHYSICIAN ASSISTANT FOLLOWING A DIRECT ORDER FROM A SUPERVISING PHYSICIAN.

(b) A PHYSICIAN ASSISTANT WHO MAY BE LIABLE FOR DAMAGES AS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION SHALL MAINTAIN PROFESSIONAL LIABILITY INSURANCE IN AN AMOUNT NOT LESS THAN ONE MILLION DOLLARS PER CLAIM AND THREE MILLION DOLLARS FOR ALL
CLAIMS.

(c) A PHYSICIAN ASSISTANT’S SUPERVISING PHYSICIAN MAY BE LIABLE FOR DAMAGES RESULTING FROM THE PHYSICIAN ASSISTANT’S NEGLIGENCE IN PROVIDING CARE TO A PATIENT IF THE PHYSICIAN ASSISTANT HAS NOT PRACTICED FOR AT LEAST THREE YEARS AS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION.

SECTION 6. In Colorado Revised Statutes, 12-240-107, amend as relocated by House Bill 19-1172 (6)(b)(I) as follows:

12-240-107. Practice of medicine defined - exemptions from licensing requirements - unauthorized practice by physician assistants and anesthesiologist assistants - penalties - definitions - rules - repeal. (6) (b) (I) If the authority to perform an act is delegated pursuant to subsection (6)(a) of this section, the PHYSICIAN ASSISTANT TO WHOM THE ACT IS DELEGATED SHALL NOT PERFORM THE ACT except under the personal and responsible direction and supervision of a person licensed under the laws of this state to practice medicine. A licensed physician may be responsible for the direction and supervision of up to four physician assistants at any one time, and may be responsible for the direction and supervision of more than four physician assistants upon receiving specific approval from the board. A LICENSED PHYSICIAN SHALL NOT BE MADE RESPONSIBLE FOR THE DIRECTION AND SUPERVISION OF MORE THAN FOUR PHYSICIAN ASSISTANTS UNLESS THE LICENSED PHYSICIAN AGREES TO ASSUME THE RESPONSIBILITY. A LICENSED PHYSICIAN HAS SOLE DISCRETION TO ASSUME OR REFUSE SUCH RESPONSIBILITY, AND AN EMPLOYER SHALL NOT REQUIRE A LICENSED PHYSICIAN TO ASSUME SUCH RESPONSIBILITY AS A CONDITION OF EMPLOYMENT. The board, by rule, may define what constitutes appropriate direction and supervision of a physician assistant; EXCEPT THAT THE BOARD SHALL NOT PROMULGATE A RULE THAT IS INCONSISTENT WITH SECTION 12-240-114.5.

SECTION 7. In Colorado Revised Statutes, 12-240-105, amend as relocated by House Bill 19-1172 (1)(a) introductory portion, (1)(a)(II), (1)(b), and (2) as follows:

12-240-105. Colorado medical board - immunity - subject to termination - repeal of article. (1) (a) There is hereby created the Colorado medical board, referred to in this article 240 as the "board". The board shall consist of sixteen members appointed by the governor and possessing the qualifications specified in this article 240 and as follows:

(II) One member PHYSICIAN ASSISTANTS; and

(b) The terms of the members of the board shall be four years. For the two physician and one physician assistant appointees added to the board during the calendar year beginning January 1, 2010, the term for one of the physician member appointees shall expire four years after the appointment; the term for the other physician member appointee shall expire three years after the appointment; and the term for the physician assistant appointee shall expire two years after the appointment. THE TERM OF THE PHYSICIAN ASSISTANT APPOINTEE ADDED TO THE BOARD DURING THE CALENDAR YEAR BEGINNING JANUARY 1, 2019, EXPIRES TWO YEARS AFTER THE APPOINTMENT. Thereafter, the terms of the members of the board shall be four years.

(2) The board shall be comprised at all times of eight members having the degree of doctor of medicine, three members having the degree of doctor of osteopathy, and one physician assistant...
TWO PHYSICIAN ASSISTANTS, all of whom shall have been licensed in good standing and actively engaged in the practice of their professions in this state for at least three years next preceding their appointments, and four members of the public at large.

SECTION 8. In Colorado Revised Statutes, 12-240-116, amend as relocated by House Bill 19-1172 (1)(a) as follows:

12-240-116. Licensing panel. (1) (a) The president of the board shall establish a licensing panel consisting of three members of the board as follows:

(I) One member shall be WHO IS a licensed physician having the degree of doctor of medicine;

(II) One member shall be WHO IS a licensed physician having the degree of doctor of osteopathy; and

(III) One member shall be WHO IS a public member of the board; AND

(IV) ONE MEMBER WHO IS A PHYSICIAN ASSISTANT MEMBER OF THE BOARD.

SECTION 9. Act subject to petition - effective date - applicability. (1) (a) Except as otherwise provided in subsection (1)(b) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1(3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(b) Sections 5 through 8 of this act take effect only if House Bill 19-1172 becomes law, in which case sections 5 through 8 take effect October 1, 2019.

(2) This act applies to the supervision of persons who practice as physician assistants on or after the applicable effective date of this act."

Strike page 10.

Strike "MUST" and substitute "SHALL" on: Page 3, lines 21 and 23; Page 4, line 12; Page 5, lines 6, 14, 21, and 23; and Page 6, line 1.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPITON OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.
YES 59  NO 3  EXCUSED 3  ABSENT 0

Arndt   Y Exum       Y Landgraf Y Saine       Y
Baisley Y Froelich Y Larson   N Sandridge N
Beckman Y Galindo Y Lewis    E Singer    Y
Benavidez Y Garnett Y Liston  Y Sirotta    Y
Bird    Y Geittner Y Lontine  Y Snyder    Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper   Y
Buck    Y Gray     Y McKean   Y Sullivan   Y
Buckner Y Hansen   Y McLachlan Y Tipper    Y
Buentello Y Herod   E Melton   Y Titone    Y
Caraveo Y Hooton   Y Michaelson Jenet E Valdez A. Y
Carver  Y Humphrey N Mullica Y Valdez D. Y
Catlin  Y Jackson  Y Neville   Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton   Y Weissman Y
Cutter  Y Kennedy  Y Ransom   Y Will      Y
Duran   Y Kipp     Y Rich     Y Williams D. Y
Esgar   Y Kraft-Tharp Y Roberts  Y Wilson    Y
Speaker Y

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 12, 2019 only:

Education
Representative Sirota to replace Representative Michaelson Jenet

Health and Insurance
Representative Kipp to replace Representative Buckner

Transportation and Local Government
Representative Larson to replace Representative Lewis

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1145 be postponed indefinitely.

HB19-1159 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, strike line 3 and substitute "(1)(k)(III), (2)(a), (4)(a)(III), (4)(a)(IV), and (10); and add (9.5) as follows:"
Page 2, strike line 5 and substitute "definitions - repeal.

(1) As used in this section, unless the context otherwise requires:

(k) "Electric motor vehicle" or "plug-in hybrid electric motor vehicle" means a motor vehicle that:

(III) Is propelled to a significant extent by an electric motor that draws electricity from a battery or fuel cell that:

(A) Has an equivalent battery capacity of not less than four kilowatt hours; and

(B) Is capable of being recharged from an external source of electricity or hydrogen.

(2) (a) With respect to the tax years commencing on

Page 2, after line 20 insert:

"(9.5) With respect to the tax years commencing on or after January 1, 2019, a transportation network company, as defined in section 40-10.1-602 (3), or a contracted third party vehicle supplier, that enters into long-term leases for category 1 motor vehicles in order to offer short-term rentals of the motor vehicles to its drivers shall be treated as having purchased each category 1 motor vehicle for purposes of the credit calculation specified in subsection (4)(a) of this section."

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the following:

HB19-1125 be postponed indefinitely.

HB19-1193 be referred favorably to the Committee on Appropriations.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 11th day of March, 2019, at 4:40 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, March 11, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1136  State Auditor Access To Records For Audits
Approved Monday, March 11, 2019 2:50 p.m.

HB19-1012  DPA Flexible Administration Of Controlled Maintenance Payments
Approved Monday, March 11, 2019 2:31 p.m.

HB19-1070  Colorado Department Of Public Health And Environment Cancer Drug Testing.
Approved Monday, March 11, 2019 2:57 p.m.

HB19-1059  Remove Redundant Language In Educator Licensing
Approved Monday, March 11, 2019 2:58 p.m.

HB19-1020  Capital Development Committee Administrative Matters
Approved Monday, March 11, 2019 2:54 p.m.

Sincerely,

(signed)

Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1234  by Representative(s) Valdez A. and Singer, Gray, Melton; also Senator(s) Gonzales and Marble, Fenberg, Winter--Concerning allowing delivery of regulated marijuana by regulated marijuana sellers.
Committee on Business Affairs & Labor

HB19-1235  by Representative(s) Van Winkle--Concerning dispatch radio communications by governmental entities.
Committee on Transportation & Local Government

HB19-1236  by Representative(s) Gray and Sullivan, Buckner, Galindo, Van Winkle; also Senator(s) Todd--Concerning the creation of a workforce diploma pilot program.
Committee on Education
Committee on Appropriations

HB19-1237  by Representative(s) Cutter--Concerning licensing behavioral health entities.
Committee on Public Health Care & Human Services

HB19-1238  by Representative(s) Gray and Van Winkle; also Senator(s) Winter and Priola--Concerning the authority of the division of housing to regulate factory-built structures.
Committee on Business Affairs & Labor
HB19-1239  by Representative(s) Tipper and Caraveo--Concerning the
promotion of an accurate count in the decennial census by
creating a census outreach program.
Committee on State, Veterans, & Military Affairs

HB19-1240  by Representative(s) Kraft-Tharp and Van Winkle; also
Senator(s) Court and Tate--Concerning sales and use tax
administration, and, in connection therewith, establishing
economic nexus for retailers without physical presence in
the state, codifying the destination sourcing rule with a
specified exception, requiring marketplace facilitators to
collect and remit sales tax for sales made by marketplace
sellers on the marketplace facilitator's marketplace, and
repealing obsolete statutory references to remote sellers.
Committee on Business Affairs & Labor
Committee on Finance

SB19-078  by Senator(s) Donovan and Bridges; also
Representative(s) Hansen and Herod--Concerning the
protection of the open internet, and, in connection
therewith, disqualifying an internet service provider from
receiving high cost support mechanism money or other
money received to finance broadband deployment if the
internet service provider engages in certain practices that
interfere with the open internet, requiring an internet
service provider that engages in such practices to refund
any such money received, and requiring a governmental
body contracting for broadband internet access service to
give preference to an internet service provider that
certifies that it will not engage in practices that interfere
with the open internet.
Committee on State, Veterans, & Military Affairs

SB19-141  by Senator(s) Donovan; also Representative(s) Roberts--
Concerning the authority to create an entertainment
district, and, in connection therewith, authorizing an
entertainment district within a county or city and county
and permitting an optional premises to be included in an
entertainment district.
Committee on Transportation & Local Government

SB19-151  by Senator(s) Bridges; also Representative(s) Exum--
Concerning the continuation of the emergency planning
subcommittee, and, in connection therewith, implementing
the recommendations contained in the 2018 sunset report
by the department of regulatory agencies.
Committee on Rural Affairs & Agriculture

SB19-152  by Senator(s) Williams A.; also Representative(s) Duran
and Arndt--Concerning the continuation of the public
safety communications subcommittee, and, in connection
therewith, implementing the recommendations contained
in the 2018 sunset report by the department of regulatory
agencies.
Committee on Rural Affairs & Agriculture
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until March 13, retaining place on Calendar:

Consideration of General Orders--SB19-091.
Consideration of Senate Amendment(s)--HB19-1114, 1105.

On motion of Representative Kennedy, the House adjourned until 9:00 a.m., March 13, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Representative Dafna Michaelson Jenet, Commerce City.

The Speaker called the House to order at 11:00 a.m.

Pledge of Allegiance led by Ashwin Hansen, Rocky Mountain School of Expeditionary Learning, Denver.

The roll was called with the following result:

Present--57.

Excused--Representative(s) Duran, Esgar, Geitner, Hooton, McKean, Sandridge, Soper, Williams--8.

Present after roll call--Representative(s) Hooton, Soper.

The Speaker declared a quorum present.

On motion of Representative Gonzales-Gutierrez, the reading of the journal of March 12, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

The Majority Leader made the following announcement:

Due to inclement weather the House did not convene on Wednesday, March 13, 2019.

The calendar for Wednesday, March 13, is the calendar for Thursday, March 14, 2019.

The following bills will be on the calendar for Third reading this morning:

SB19-006, HB19-1118, SB19-100, 079, HB19-1095

The following bills will be on the calendar for General Orders this morning:

HB19-1003, SB19-091

The following bills will be on the calendar for Consideration of Senate Amendments this morning:

HB19-1114, 1105
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 14, 2019 only:

Education
Representative Catlin to replace Representative Geitner

Finance
Representative Baisley to replace Representative Sandridge

Judiciary
Representative Pelton to replace Representative McKean

State, Veterans and Military Affairs
Representative Will to replace Representative Williams

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 15, retaining place on Calendar:

Consideration of Third Reading--SB19-006, HB19-1118, SB19-100, 079, HB19-1095.
Consideration of Senate Amendment(s)--HB19-1114, 1105.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1206 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 10, line 10, strike "A STUDENT" and substitute "NO MORE THAN TEN PERCENT OF STUDENTS".
Page 10, line 11, strike "NOT".
Page 13, strike lines 23 and 24 and substitute:
"(6) For purposes of this section, "local community college" shall include Aims community college and Colorado mountain college."

SB19-097 be referred favorably to the Committee on Appropriations.
SB19-102 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 20, strike "SENIOR".

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

SB19-041 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 5, strike "contract." and substitute "contract - rules."

Page 3, line 17, strike "POLICY." and substitute "POLICY, UNLESS THE INDIVIDUAL ELECTS TO CONTINUE HEALTH INSURANCE COVERAGE PURSUANT TO THE "CONSOLIDATED OMNIBUS BUDGET RECONCILIATION ACT OF 1985", 29 U.S.C. SEC. 1161 ET SEQ., AS AMENDED.".

Page 3, after line 20 insert:

"(e) THE COMMISSIONER MAY PROMULGATE RULES CONCERNING THE ELIGIBILITY NOTIFICATIONS IN THIS SUBSECTION (1) IN ORDER TO ENSURE CONSISTENCY AMONG POLICYHOLDERS AND CARRIERS."

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

SB19-106 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, strike lines 10 and 11 and substitute "A DEFINED CONTRIBUTION PLAN.".

Page 5, line 23, after "PLAN." add "A PEACE OFFICER WHO IS HIRED ON OR AFTER THE EFFECTIVE DATE OF THE RETIREMENT PLAN OFFERED BY THE FIRE AND POLICE PENSION ASSOCIATION SHALL BE ENROLLED IN THE RETIREMENT PLAN OFFERED BY THE FIRE AND POLICE PENSION ASSOCIATION.".
SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-043 and 071.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and trasmitted to the Revisor of Statutes:
SB19-148 and 147.

The Senate has passed on Third Reading and returns herewith:
HB19-1137.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-147 and 148.
without comment, as amended, SB19-168 and 181.

INTRODUCTION OF BILLS
First Reading

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

SB19-147 by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato act, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Committee on Rural Affairs & Agriculture

SB19-148 by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato advisory committee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Committee on Rural Affairs & Agriculture

SB19-168 by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez; also Representative(s) Weissman and Herod, Snyder, Soper, Van Winkle--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules of state agencies.
Committee on Judiciary
SB19-181 by Senator(s) Fenberg and Foote; also Representative(s) Becker and Caraveo--Concerning additional public welfare protections regarding the conduct of oil and gas operations, and, in connection therewith, making an appropriation.

Committee on Energy & Environment
Committee on Finance
Committee on Appropriations

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 15, 2019: HB19-1206, SB19-041, 102, 106.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1195 be postponed indefinitely.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS
The Speaker has signed: SB19-009, 025, and 046.

MESSAGE(S) FROM THE SENATE
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-094

The Senate has passed on Third Reading and returns herewith:
HB19-1068 and 1041.

The Senate has voted to concur in House Amendments to SB19-032 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-094.
without comment, as amended, HB19-1001 and 1113.
without comment, as amended, SB19-001, 064, 065, 086, 099, and 139.

INTRODUCTION OF BILLS
First Reading

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

SB19-001 by Senator(s) Garcia; also Representative(s) Buentello-- Concerning the expansion of the medication-assisted treatment expansion pilot program, and, in connection therewith, shifting administration of the program from the college of nursing to the center for research into substance use disorder prevention, treatment, and recovery support strategies; expanding the counties that may participate in the program; extending the duration of the program; increasing the funding for the program; and making an appropriation.
Committee on Public Health Care & Human Services
Committee on Appropriations

SB19-064 by Senator(s) Lee; also Representative(s) Weissman-- Concerning retention of criminal justice programs funding.
Committee on Judiciary

SB19-065 by Senator(s) Garcia; also Representative(s) Exum-- Concerning the creation of a peer health assistance program for emergency medical service providers, and, in connection therewith, making an appropriation.
Committee on Public Health Care & Human Services
Committee on Appropriations

SB19-086 by Senator(s) Lee; also Representative(s) Bird-- Concerning updates to the laws governing business entities, and, in connection therewith, making an appropriation.
Committee on Business Affairs & Labor
Committee on Appropriations
SB19-094 by Senator(s) Lundeen and Todd, Gardner, Hill, Sonnenberg, Zenzinger; also Representative(s) Garnett, Buckner--Concerning the legislative interim committee on school finance.

Committee on Education

SB19-099 by Senator(s) Todd; also Representative(s) Tipper--Concerning the "Revised Uniform Athlete Agents Act (2015)", and, in connection therewith, making an appropriation.

Committee on Business Affairs & Labor

SB19-139 by Senator(s) Coram and Moreno, Priola; also Representative(s) Galindo and Singer--Concerning the issuance by the department of revenue of identification documents to people who are not lawfully present in Colorado on a permanent basis, and, in connection therewith, making an appropriation.

Committee on Transportation & Local Government

On motion of Representative Titone, the House adjourned until 9:00 a.m., March 15, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Gaye Bosley Mitchell, Community Congregational Church of Manitou Springs.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Elizabeth Walker, University of Denver.

The roll was called with the following result:

Present--64.
Excused--Representative(s) Liston--1.

The Speaker declared a quorum present.

On motion of Representative Gonzales-Gutierrez, the reading of the journal of March 14, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**SB19-006**

by Senator(s) Williams A.; also Representative(s) Kraft-Tharp and Van Winkle--Concerning an electronic sales and use tax simplification system, and, in connection therewith, requiring the office of information technology to conduct a sourcing method for the development of the system and requiring the department of revenue to establish the implementation of the system for the acceptance of returns and processing of payments for the sales and use tax levied by the state and any local taxing jurisdictions, and making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Kraft-Tharp was given permission to offer a Third Reading amendment:
Third Reading amendment No. 1, by Representative Kraft-Tharp.

Amend revised bill, page 3, line 12, after "revenues" insert "that are deposited in the general fund and".

Page 3, strike lines 19 through 27.

Page 4, strike lines 1 through 11.

Renumber succeeding sections accordingly.

Page 4, line 15, strike "cash fund".

Page 5, strike lines 26 and 27.

Page 6, strike lines 1 through 11 and substitute:


Page 6, strike lines 20 through 27.

Page 7, strike line 1.

Renumber succeeding sections accordingly.

Page 7, strike lines 5 and 6 and substitute "general fund. To implement this act, the office of".

Page 7, line 10, strike "electronic".

Page 7, strike lines 11 and 12 and substitute "general fund. To implement this act, the department may use".
The amendment was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Baisley, Beckman, Bockenfeld, Buckner, Buentello, Cutter, Esgar, Garnett, Gray, Hansen, Herod, Hooton, Kennedy, Kipp, Landgraf, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Sandridge, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Williams D., Speaker

**HB19-1118** by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s)
Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Froelich, Sirota

**SB19-100** by Senator(s) Gardner; also Representative(s) Tipper--Concerning the creation of the "Uniform Civil Remedies for Unauthorized Disclosure of Intimate Images Act".

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-079 by Senator(s) Todd and Priola, Cooke, Coram, Court, Fenberg, Ginal, Moreno, Williams A., Winter, Zenzinger; also Representative(s) Esgar and Landgraf--Concerning a requirement that certain practitioners prescribe controlled substances electronically.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1095 by Representative(s) Cutter and Landgraf; also Senator(s) Fields--Concerning physician assistants, and, in connection therewith, establishing requirements for the supervision of physician assistants, establishing liability for physician assistants, increasing the number of physician assistant members on the Colorado medical board, and making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**APPROPRIATIONS**

After consideration on the merits, the Committee recommends the following:

**HB19-1024** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 5, after line 26 insert:

"SECTION 5. Appropriation. (1) For the 2019-20 state fiscal year, $28,790 is appropriated to the legislative department. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $18,455 for use by the legislative council staff, which amount is based on an assumption that the legislative council staff will require an additional 0.3 FTE;

(b) $6,889 for use by committee on legal services, which amount is based on an assumption that the committee on legal services will require an additional 0.1 FTE; and

(c) $3,446 for use by general assembly."

Adjust succeeding section accordingly.

Page 1, line 102, strike "COMMITTEE." and substitute "COMMITTEE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".
HB19-1138  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 3, after line 6 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year,
$7,200 is appropriated to the department of revenue for use by the
division of motor vehicles. This appropriation is from the Colorado
DRIVES vehicle services account in the highway users tax fund created
in section 42-1-211 (2)(b)(I), C.R.S. To implement this act, the division
may use this appropriation for DRIVES maintenance and support.".

Renumber succeeding section accordingly.

Page 1, line 103, strike "EXPIRES." and substitute "EXPIRES, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1149  be referred to the Committee of the Whole with favorable
recommendation.

HB19-1160  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 4, after line 26 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year,
$30,730 is appropriated to the department of public health and
environment for use by the health facilities and emergency medical
services division. This appropriation is from the general fund and is based
on an assumption that the division will require an additional 0.5 FTE. To
implement this act, the division may use this appropriation for
administration and operations.".

Renumber succeeding section accordingly.

Page 1, line 101, strike "PROGRAM." and substitute "PROGRAM, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1168  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 18, after line 21 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year,
$785,904 is appropriated to the department of regulatory agencies for use
by the division of insurance. This appropriation is from the division of
insurance cash fund created in section 10-1-103 (3), C.R.S., and is based
on an assumption that the division will require an additional 3.0 FTE. To implement this act, the division may use this appropriation for the Colorado reinsurance program.".

Renumber succeeding section accordingly.

Page 1, line 110, strike "APPROVAL." and substitute "APPROVAL, AND MAKING AN APPROPRIATION.".

HB19-1174 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 18, after line 24 insert:

"SECTION 8. Appropriation. (1) For the 2019-20 state fiscal year, $33,884 is appropriated to the department of public health and environment for use by the health facilities and emergency medical services division. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.4 FTE. To implement this act, the division may use this appropriation for administration and operations.

(2) For the 2019-20 state fiscal year, $16,340 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the division of insurance cash fund created in section 10-1-103 (3), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) $16,150 for personal services, which amount is based on an assumption that the division will require an additional 0.2 FTE; and

(b) $190 for operating expenses.".

Renumber succeeding section accordingly.

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

HB19-1192 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 8, after line 23 insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year, $37,495 is appropriated to the department of education. This appropriation is from the state education fund created in section 17 (4)(a) of article IX of the state constitution. To implement this act, the department may use this appropriation for content specialists.".

Renumber succeeding section accordingly.

Page 1, line 111, strike "CIVICS." and substitute "CIVICS, AND MAKING AN APPROPRIATION.".
HB19-1205 be referred to the Committee of the Whole with favorable recommendation.

HB19-1214 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 14 through 16 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

HB19-1217 be referred to the Committee of the Whole with favorable recommendation.

SB19-095 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1003, SB19-091, 102, 041, HB19-1192, SB19-106, HB19-1024, 1138, 1149, 1160, 1168, 1205, 1214, 1217, SB19-095, HB19-1206 were made Special Orders on March 15, 2019, at 9:40 a.m.

The hour of 9:40 a.m., having arrived, on motion of Representative Hansen, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)
HB19-1003 by Representative(s) Hansen, Valdez A.; also Senator(s) Foote and Story--Concerning community solar gardens.

Rereferred to the Committee on Appropriations.

SB19-091 by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

Laid over until March 18, retaining place on Calendar.

SB19-102 by Senator(s) Zenzinger, Todd, Donovan, Fenberg, Fields, Moreno, Pettersen, Rodriguez, Williams A.; also Representative(s) Titone--Concerning permitting a public school to include operation as a community school in its innovation plan.

Amendment No. 1, Education Report, dated March 12, 2019, and placed in member's bill file; Report also printed in House Journal, March 13, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-041 by Senator(s) Smallwood and Winter; also Representative(s) Kraft-Tharp--Concerning a required contract provision regarding the payment of premiums by a policyholder to a health insurance carrier for each individual covered under a health insurance policy.

Amendment No. 1, Health & Insurance Report, dated March 12, 2019, and placed in member's bill file; Report also printed in House Journal, March 13, 2019.

Amendment No. 2, by Representative(s) Kraft-Tharp.

Amend the Health and Insurance Committee Report, dated March 12, 2019, page 1, line 6, strike "AMENDED." and substitute "AMENDED, OR SECTION 10-16-108.".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1149 by Representative(s) Gonzales-Gutierrez; also Senator(s) Lee--Concerning directing the age of delinquency task force of the Colorado commission on criminal and juvenile justice to study serving emerging adults in the juvenile justice system.

Amendment No. 1, Judiciary Report, dated February 14, 2019, and placed in member's bill file; Report also printed in House Journal, February 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1192 by Representative(s) Gonzales-Gutierrez and Buentello, Benavidez, Buckner, Caraveo, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, Melton, Mullica, Singer, Sirota, Titone, Valdez A., Valdez D., Weissman; also Senator(s) Gonzales, Garcia, Moreno, Rodriguez--Concerning the inclusion of matters relating to American minorities in the teaching of social contributions in civil government in public schools, and, in connection therewith, establishing the history, culture, social contributions, and civil government in education commission to make recommendations to include the history, culture, and social contributions of American Indians, Latinos, African Americans, Asian Americans, and the intersectionality of significant social and cultural features within these communities, in the teaching and content standards for history and civics.

Amendment No. 1, Education Report, dated March 5, 2019, and placed in member's bill file; Report also printed in House Journal, March 6, 2019.


Amendment No. 3, by Representative(s) Gonzales-Gutierrez.

Amend printed bill, page 2, strike line 11, and substitute "African Americans, and Asian Americans, the lesbian, gay, bisexual, and transgender individuals within these minority groups, and the".

Page 6, strike line 12, and substitute "Latinos, African Americans, and Asian Americans, the lesbian, gay, bisexual, and transgender individuals within these minority groups, and the".

Page 1, strike line 108, and substitute "Indians, Latinos, African Americans, and Asian Americans, the lesbian, gay, bisexual, and transgender individuals within these minority groups, and the".

Amendment No. 4, by Representative(s) Michaelson Jenet.


Page 6, line 14, strike "COMMUNITIES." and substitute "COMMUNITIES, AND THE CONTRIBUTIONS AND PERSECUTION OF RELIGIOUS MINORITIES.".

Page 1, line 109, before "AND" insert "THE CONTRIBUTIONS AND PERSECUTION OF RELIGIOUS MINORITIES,".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting Amendment No. 4 by Representative Michaelson Jenet printed in the House Journal page 685 lines 41 through 50, to HB 19-1192, to show that said amendment lost, that the following amendment by Representative Saine, to HB 19-1192, passed, and that HB 19-1192, as amended, passed.

Amend printed bill, page 2, line 10, after "the" insert "JEWISH AMERICANS AND AMERICANS OF JEWISH DESCENT,"

Page 6, line 11, after "OF" insert "JEWISH AMERICANS AND AMERICANS OF JEWISH DESCENT,"

Page 1, line 107, after "OF" insert "JEWISH AMERICANS AND AMERICANS OF JEWISH DESCENT,"

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1192, to show that said amendment passed, and that HB 19-1192, as amended, passed.

Amend printed bill, page 4, line 22, after "(a)" insert "(I)"

Page 5, after line 6, insert:

"(II) The content standards pursuant to this section shall include information regarding Dr. Ben Carson's contribution of opposition to Margaret Sanger and her philosophies and the use of eugenics as a foundation for the formation of Planned Parenthood."


The amendment was declared **lost** by the following roll call vote:

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

Passed Second Reading: **SB19-102 amended, 041 amended, HB19-1149 amended, 1192 amended.**

Laid over until date indicated retaining place on Calendar:

**SB19-091--March 15, 2019.**

**Referred to Committee indicated:**

**HB19-1003--Appropriations.**

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was **adopted.**

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On motion of Representative Kennedy, **SB19-091, 106, HB19-1024, 1138, 1160, 1168, 1205, 1214, 1217, SB19-095, HB19-1206** were moved from the Special Orders Calendar to the General Orders Calendar for March 18, 2019.

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**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until March 18, retaining place on Calendar:
- Consideration of General Orders--**HB19-1076**.
- Consideration of Senate Amendment(s)--**HB19-1114, 1105, 1001, 1113**.

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House in recess. House reconvened.

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**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**EDUCATION**

After consideration on the merits, the Committee recommends the following:

**HB19-1093** be postponed indefinitely.

**HB19-1187** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:


Page 4, line 20, strike "2024." and substitute "2023.".

Page 5, line 12, strike "2024." and substitute "2023.".

**HB19-1194** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 25, strike "GROUNDS" and substitute "GROUNDS, IN A SCHOOL VEHICLE, OR AT A SCHOOL ACTIVITY OR SANCTIONED EVENT".
Page 4, strike lines 9 through 12 and substitute:

"(c) THE ENROLLING ENTITY, ON A CASE-BY-CASE BASIS, CONSIDERS EACH OF THE FACTORS SET FORTH IN SECTION 22-33-106 (1.2) BEFORE SUSPENDING OR EXPPELLING THE STUDENT.".

Page 4, line 13, strike "APPROPRIATE TO THE CIRCUMSTANCES.".

Page 4, line 14, strike "THE" and substitute "ANY".

Page 4, line 15, strike "EMPLOYED." and substitute "EMPLOYS BEFORE SUSPENDING OR EXPPELLING THE STUDENT.".

Page 4, line 18, strike "IN ORDER TO MINIMIZE THE DURATION" and substitute "THE OUT-OF-SCHOOL SUSPENSION SHALL NOT EXCEED THREE SCHOOL DAYS UNLESS THE EXECUTIVE OFFICER OR CHIEF ADMINISTRATIVE OFFICER OF THE ENROLLING ENTITY, OR DESIGNEE OF EITHER, DETERMINES THAT A LONGER PERIOD OF SUSPENSION IS NECESSARY TO RESOLVE THE SAFETY THREAT OR RECOMMENDS THAT THE STUDENT BE EXPELLED IN ACCORDANCE WITH SECTION 22-33-105 (2)(c).".

Page 4, strike lines 19 through 23.

Page 4, strike line 25 and substitute "EXCLUDING, REMOVING, OR DISENROLLING A STUDENT".

Page 4, line 26, strike "ENROLLMENT".

Page 5, line 7, strike "AND" and substitute "AND, IF AVAILABLE,".

ENERGY & ENVIRONMENT

After consideration on the merits, the Committee recommends the following:

HB19-1213 be referred to the Committee of the Whole with favorable recommendation.

SB19-092 be postponed indefinitely.

FINANCE

After consideration on the merits, the Committee recommends the following:

HB19-1179 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 24-75-601, add (4) and (5) as follows:

24-75-601. Definitions. (4) "NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATIONS" OR "NRSROs" MEANS A CREDIT RATING AGENCY THAT IS REGISTERED WITH THE U.S. SECURITIES AND EXCHANGE COMMISSION'S OFFICE OF CREDIT RATINGS.

(5) "NEGOTIABLE CERTIFICATE OF DEPOSIT" MEANS AN UNSECURED, NONCOLLATERALIZED OBLIGATION OF A BANK TO PAY THE HOLDER OF A NEGOTIABLE CERTIFICATE OF DEPOSIT SPECIFIED PRINCIPAL, PLUS INTEREST, UPON A PARTICULAR MATURITY. A NEGOTIABLE CERTIFICATE OF DEPOSIT IS A SECURITY SUBJECT TO FEDERAL SECURITIES LAW AND CAN BE UNIQUELY IDENTIFIED BY A SECURITY IDENTIFIER ISSUED BY THE COMMITTEE ON UNIFORM SECURITIES IDENTIFICATION PROCEDURES.".

Renumber succeeding sections accordingly.

Page 2, line 3, strike "(1)(b)(I).".

Page 2, line 4, after "(1)(k)(III)," insert "(1)(l)(I),".

Page 2, line 5, strike "(1)(m)(I)(C) and".

Page 2, strike lines 8 through 20.

Page 3, strike lines 1 through 3.

Page 4, line 12, after "funds." insert "THE FUND MUST HAVE AN INVESTMENT POLICY OR OBJECTIVE WHICH SEEKS TO MAINTAIN A STABLE NET ASSET VALUE OF ONE DOLLAR PER SHARE.".

Page 4, after line 23 insert:

"(l) (I) Any guaranteed investment contract, guaranteed interest contract, annuity contract, or funding agreement if, at the time the contract or agreement is entered into, the long-term credit rating, financial obligations rating, claims paying ability rating, or financial strength rating of the party, or of the guarantor of the party, with whom the public entity enters the contract or agreement is, at the time of issuance, rated in one of the two highest rating categories by two or more nationally recognized statistical rating organizations NRSROs.".

Page 4, line 27, strike "nationally recognized statistical ratings organizations," and substitute "nationally recognized statistical ratings organizations NRSROs, ".

Page 5, strike lines 2 through 6.

Page 5, line 11, strike "LIMITATIONS" and substitute "PROTECTIONS".

Page 5, line 12, strike "TITLE 11." and substitute "TITLE 11, OR INSURED BY THE FEDERAL DEPOSIT INSURANCE CORPORATION.".

Page 5, strike lines 20 through 25 and substitute:
"(I) Established by reference to the rate on a United States
treasury security with a maturity of one year or less or to the United States
dollar London interbank offer rate of one year or less maturity, or to
the SECURED OVERNIGHT FINANCING RATE, THE FEDERAL FUNDS RATE, OR
other reference rates which are similar to the United States
dollar London interbank offer rate, the SECURED OVERNIGHT
FINANCING RATE, THE FEDERAL FUNDS RATE, the cost of funds index, or
the prime rate as published by the federal reserve; and".

Strike "organizations" and substitute "organizations NRSROs" on: Page
3, lines 12 and 22.

Strike "nationally recognized statistical rating organizations" and
substitute "nationally recognized statistical rating organizations
NRSROs" on: Page 3, lines 7 and 8 and line 18; and Page 4, lines 1 and
2.

JUDICIARY
After consideration on the merits, the Committee recommends the
following:

HB19-1030 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add 18-3-418 as
follows:

18-3-418. Unlawful electronic sexual communication - person
in a position of trust - definitions. (1) AN ACTOR COMMITS UNLAWFUL
ELECTRONIC SEXUAL COMMUNICATION IF THE ACTOR KNOWINGLY
IMPORTUNES, INVITES, OR ENTICES THROUGH COMMUNICATION VIA A
COMPUTER NETWORK OR SYSTEM, TELEPHONE NETWORK, OR DATA
NETWORK OR BY A TEXT MESSAGE OR INSTANT MESSAGE A PERSON WHO
THE ACTOR KNOWS OR BELIEVES TO BE FIFTEEN YEARS OF AGE OR OLDER
BUT LESS THAN EIGHTEEN YEARS OF AGE AND AT LEAST FOUR YEARS
YOUNGER THAN THE ACTOR, AND THE ACTOR COMMITTING THE OFFENSE
IS ONE IN A POSITION OF TRUST WITH RESPECT TO THAT PERSON, TO:
(a) EXPOSE OR TOUCH THE PERSON'S OWN OR ANOTHER PERSON'S
INTIMATE PARTS WHILE COMMUNICATING WITH THE ACTOR VIA A
COMPUTER NETWORK OR SYSTEM, TELEPHONE NETWORK, OR DATA
NETWORK OR BY A TEXT MESSAGE OR INSTANT MESSAGE;
(b) OBSERVE THE ACTOR'S INTIMATE PARTS VIA A COMPUTER
NETWORK OR SYSTEM, TELEPHONE NETWORK, OR DATA NETWORK OR BY
A TEXT MESSAGE OR INSTANT MESSAGE.
(2) AN ACTOR COMMITS UNLAWFUL ELECTRONIC SEXUAL
COMMUNICATION IF THE ACTOR KNOWINGLY COMMUNICATES OVER A
COMPUTER OR COMPUTER NETWORK, TELEPHONE NETWORK, OR DATA
NETWORK OR BY A TEXT MESSAGE OR INSTANT MESSAGE TO A PERSON THE
ACTOR KNOWS OR BELIEVES TO BE FIFTEEN YEARS OF AGE OR OLDER BUT
LESS THAN EIGHTEEN YEARS OF AGE AND AT LEAST FOUR YEARS YOUNGER
THAN THE ACTOR AND, IN THAT COMMUNICATION OR IN ANY SUBSEQUENT
COMMUNICATION BY COMPUTER OR COMPUTER NETWORK, TELEPHONE
NETWORK, OR DATA NETWORK OR BY TEXT MESSAGE OR INSTANT
MESSAGE, DESCRIBES EXPlicit SEXUAL CONDUCT AS DEFINED IN SECTION
18-6-403 (2)(e) AND, IN CONNECTION WITH THAT DESCRIPTION, MAKES A
STATEMENT PERSUADING OR INVITING THE PERSON TO MEET THE ACTOR
FOR ANY PURPOSE, AND THE ACTOR COMMITTING THE OFFENSE IS ONE IN
A POSITION OF TRUST WITH RESPECT TO THAT PERSON.

(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
REQUIRES:

(a) "EXPLICIT SEXUAL CONDUCT" HAS THE SAME MEANING AS
SECTION 18-6-403 (2)(e).

(b) "IN CONNECTION WITH" MEANS COMMUNICATIONS THAT
FURTHER, ADVANCE, PROMOTE, OR HAVE A CONTINUITY OF PURPOSE AND
MAY OCCUR BEFORE, DURING, OR AFTER THE INVITATION TO MEET.

(c) "POSITION OF TRUST" HAS THE SAME MEANING AS SECTION
18-3-401 (3.5).

(4) (a) UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION IN
VIOLATION OF SUBSECTION (1) OF THIS SECTION IS A CLASS 6 FELONY.

(b) UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION IN
VIOLATION OF SUBSECTION (2) OF THIS SECTION IS A CLASS 6 FELONY;
EXCEPT THAT UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION IS A
CLASS 5 FELONY IF COMMITTED WITH THE INTENT TO MEET FOR THE
PURPOSE OF ENGAGING IN SEXUAL EXPLOITATION AS DEFINED IN SECTION
18-6-403 OR SEXUAL CONTACT AS DEFINED IN SECTION 18-3-401.

SECTION 2. In Colorado Revised Statutes, 16-11.7-102, amend
the introductory portion, (3)(x), and (3)(y); and add (3)(z) as follows:
16-11.7-102. Definitions. As used in this article ARTICLE 11.7,
unless the context otherwise requires:

(3) "Sex offense" means any felony or misdemeanor offense
described in this subsection (3) as follows:

(x) Public indecency, committed in violation of section 18-7-301
(2)(b), C.R.S.; if a second offense is committed within five years of the
previous offense or a third or subsequent offense is committed; or

(y) Invasion of privacy for sexual gratification, as described in
section 18-3-405.6; C.R.S.; or

(z) UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION, IN
VIOLATION OF SECTION 18-3-418.

SECTION 3. In Colorado Revised Statutes, 16-22-102, amend
(9)(aa) and (9)(bb); and add (9)(cc) as follows:
16-22-102. Definitions. As used in this article 22, unless the
context otherwise requires:

(9) "Unlawful sexual behavior" means any of the following
offenses or criminal attempt, conspiracy, or solicitation to commit any of
the following offenses:

(aa) Invasion of privacy for sexual gratification, in violation of
section 18-3-405.6; C.R.S.; or

(bb) Second degree kidnapping, if committed in violation of
section 18-3-302 (3)(a); C.R.S.; or

(cc) UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION, IN
VIOLATION OF SECTION 18-3-418.

SECTION 4. In Colorado Revised Statutes, 18-3-411, amend (1)
as follows:

**18-3-411. Sex offenses against children - "unlawful sexual offense" defined - limitation for commencing proceedings - evidence - statutory privilege.** (1) As used in this section, "unlawful sexual offense" means enticement of a child, as described in section 18-3-305; sexual assault, as described in section 18-3-402, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the first degree, as described in section 18-3-402, as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the second degree, as described in section 18-3-403 (1)(a), (1)(b), (1)(c), (1)(d), (1)(g), or (1)(h), as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age, or as described in section 18-3-403 (1)(e), as it existed prior to July 1, 2000, when the victim is less than fifteen years of age and the actor is at least four years older than the victim; unlawful sexual contact, as described in section 18-3-404 (1)(a), (1)(b), (1)(c), (1)(d), (1)(f), or (1)(g), when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the third degree, as described in section 18-3-404 (1)(a), (1)(b), (1)(c), (1)(d), (1)(f), or (1)(g), as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault on a child, as described in section 18-3-405; sexual assault on a child by one in a position of trust, as described in section 18-3-405.3; aggravated incest, as described in section 18-6-302; human trafficking of a minor for sexual servitude, as described in section 18-3-504 (2); sexual exploitation of a child, as described in section 18-6-403; procurement of a child for sexual exploitation, as described in section 18-6-404; indecent exposure, as described in section 18-7-302, soliciting for child prostitution, as described in section 18-7-402; pandering of a child, as described in section 18-7-403; procurement of a child, as described in section 18-7-403.5; keeping a place of child prostitution, as described in section 18-7-404; pimping of a child, as described in section 18-7-405; inducement of child prostitution, as described in section 18-7-405.5; patronizing a prostituted child, as described in section 18-7-406; class 4 felony internet luring of a child, as described in section 18-3-306 (3); internet sexual exploitation of a child, as described in section 18-3-405.4; UNLAWFUL ELECTRONIC SEXUAL COMMUNICATION, AS DESCRIBED IN SECTION 18-3-418; or criminal attempt, conspiracy, or solicitation to commit any of the acts specified in this subsection (1).

**SECTION 5. Potential appropriation.** Pursuant to section 2-2-703, C.R.S., any bill that results in a net increase in periods of imprisonment in state correctional facilities must include an appropriation of money that is sufficient to cover any increased capital construction, any operational costs, and increased parole costs that are the result of the bill for the department of corrections in each of the first five years following the effective date of the bill. Because this act may increase periods of imprisonment, this act may require a five-year appropriation.

**SECTION 6. Effective date - applicability.** This act takes effect July 1, 2019, and applies to offenses committed on or after said date.

**SECTION 7. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".
HB19-1220  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, strike lines 2 through 5 and substitute:
"(2) (a) THE COURT MAY, UPON MOTION OF A PARTY OR UPON ITS OWN MOTION, ORDER THAT A WITNESS'S TESTIMONY BE OFFERED WHILE A COURT FACILITY DOG IS IN THE COURTROOM DURING THE TESTIMONY OF THE WITNESS IF:".

Page 3, line 6, after "PROCEEDING;" insert "AND".

Page 3, strike line 7 and substitute:
"(II) THE JUDGE DETERMINES BY A PREPONDERANCE OF THE EVIDENCE THAT:".

Page 3, line 8, before "COURT" insert:
"(A) THE PRESENCE OF A".

Page 3, line 10, after "TESTIMONY;" strike "AND".

Page 3, line 11, strike "(III) ARRANGEMENTS" and substitute:
"(B) THE ARRANGEMENTS".

Page 3, line 13, strike "PROCEEDINGS." and substitute "PROCEEDINGS; AND".

Page 3, after line 13 insert:
"(C) NO PREJUDICE WOULD RESULT TO ANY PARTY DUE TO THE PRESENCE OF A COURT FACILITY DOG WITH THE WITNESS.".

Page 3, lines 19 through 20, strike "THE WITNESS IS ACCOMPANIED BY".

Page 3, line 20, after "DOG" insert "IS PRESENT".

Page 3, line 22, strike "ACCOMPANIMENT" and substitute "PRESENCE".

Page 3, line 25, strike "ACCOMPANYING A WITNESS".

Page 3, line 27, strike "SHALL" and substitute "MAY".

Page 3, line 27, strike "JURY" and substitute "JURY, IF A JURY INSTRUCTION IS REQUESTED BY A PARTY WHO OBJECTED TO THE PRESENCE OF THE COURT FACILITY DOG OR UPON AGREEMENT OF THE PARTIES,".

HB19-1224  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, before line 26 insert:
"SECTION 2. In Colorado Revised Statutes, 17-1-112, amend (4) as follows:

"SECTION 2. In Colorado Revised Statutes, 17-1-112, amend (4) as follows:
17-1-112. Expenses - reimbursement by department - report.  
(4) To assist the general assembly in determining the amount of reimbursement described in subsection (1) of this section, on or before January 1, 2019, and on or before January 1 each year thereafter, each county and each city and county shall report to the joint budget committee the average cost of confining and maintaining persons in a local jail for more than seventy-two hours after each such person has been sentenced to the custody of the department. On or before September 1, 2018, the joint budget committee shall establish guidelines to ensure that each county and each city and county reports costs pursuant to this subsection (4) in a uniform manner. At a minimum, the guidelines must allow each county and each city and county to report costs in the following categories:
(a) Food;
(b) Clothing and laundry;
(c) Medical and behavioral health care costs;
(d) Personnel costs, including salaries and benefits;
(e) Inmate transportation costs; and
(f) Vocational training and educational costs; AND
(g) MENSTRUAL HYGIENE PRODUCTS, AS DEFINED BY SECTION 17-1-113.6 (2).

SECTION 3. In Colorado Revised Statutes, add 17-1-113.6 as follows:
17-1-113.6. Menstrual hygiene products for a person in custody - definition. (1) A CORRECTIONAL FACILITY OR PRIVATE CONTRACT PRISON SHALL PROVIDE MENSTRUAL HYGIENE PRODUCTS TO A PERSON IN CUSTODY AT NO EXPENSE TO THE PERSON IN CUSTODY.
(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "MENSTRUAL HYGIENE PRODUCTS" MEANS TAMpons, MENSTRUAL PADS, SANITARY NAPKINS, PANTILINERS, MENSTRUAL SPONGES, AND MENSTRUAL CUPS.”.

Renumber succeeding sections accordingly.

Page 3, before line 15 insert:
"SECTION 5. In Colorado Revised Statutes, add 26-1-136.5 as follows:
26-1-136.5. Menstrual hygiene products for a person in a department of human services facility custody - definition. (1) A DEPARTMENT OF HUMAN SERVICES FACILITY SHALL PROVIDE MENSTRUAL HYGIENE PRODUCTS TO A PERSON IN THE CUSTODY OF A DEPARTMENT OF HUMAN SERVICES FACILITY AT NO EXPENSE TO THE PERSON IN THE CUSTODY OF A DEPARTMENT OF HUMAN SERVICES FACILITY.
(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "MENSTRUAL HYGIENE PRODUCTS" MEANS TAMpons, MENSTRUAL PADS, SANITARY NAPKINS, PANTILINERS, MENSTRUAL SPONGES, AND MENSTRUAL CUPS.”.

Renumber succeeding sections accordingly.

HB19-1225 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 2, line 14, before "MUNICIPAL" insert "COMPARABLE".

Page 2, line 15, after "RELEASE." add "IF THE COMPARABLE MUNICIPAL OFFENSE IS A PROPERTY CRIME AND THE FACTUAL BASIS REFLECTS A VALUE OF LESS THAN FIFTY DOLLARS AND THE OFFENSE WOULD BE A PETTY OFFENSE UNDER STATE LAW, THIS SUBSECTION (2)(a) APPLIES.".

Page 2, strike lines 16 through 20 and substitute:

"(b) FOR A DEFENDANT CHARGED WITH A MUNICIPAL OFFENSE FOR WHICH THERE IS NO COMPARABLE STATE MISDEMEANOR OFFENSE, THE COURT SHALL NOT IMPOSE A MONETARY CONDITION OF RELEASE.".

Page 3, strike lines 1 through 7.

Page 3, after line 23, insert:

"(e) THE PROVISIONS OF THIS SUBSECTION (2) DO NOT APPLY TO:
(I) A TRAFFIC OFFENSE INVOLVING DEATH OR BODILY INJURY OR A MUNICIPAL OFFENSE WITH SUBSTANTIALLY SIMILAR ELEMENTS;
(II) ELUDING OR ATTEMPTING TO ELUDE A POLICE OFFICER AS DESCRIBED IN SECTION 42-4-1413 OR A MUNICIPAL OFFENSE WITH SUBSTANTIALLY SIMILAR ELEMENTS;
(III) OPERATING A VEHICLE AFTER CIRCUMVENTING AN INTERLOCK DEVICE AS DESCRIBED IN SECTION 42-2-132.5 (10) OR A MUNICIPAL OFFENSE WITH SUBSTANTIALLY SIMILAR ELEMENTS; AND
(IV) A MUNICIPAL OFFENSE THAT HAS SUBSTANTIALLY SIMILAR ELEMENTS TO A STATE MISDEMEANOR OFFENSE.".

SB19-014 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 3 through 18.

Strike page 3.

Page 4, strike lines 1 through 26.

Renumber succeeding sections accordingly.

Page 5, line 25, strike "MISDEMEANOR; EXCEPT THAT" and substitute "MISDEMEANOR.".

Page 5, strike line 26.

Page 1, strike lines 101 and 102 and substitute:

"CONCERNING REQUIREMENTS THAT SECON DHAND DEALERS RECORD TRANSACTIONS INVOLVING STORE VALUE CARDS.".
SB19-109  be referred to the Committee of the Whole with favorable recommendation.

____________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1033, 1042, 1082.

____________________

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and trasmitted to the Revisor of Statutes:


The Senate has passed on Third Reading and returns herewith:

HB19-1043.

____________________

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, as amended, SB19-012 and 129.

____________________

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 15th day of March, 2019, at 4:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Friday, March 15, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the House of Representatives:
Pursuant to the authority vested in the Office of the Governor of the State
of Colorado, I have the honor to inform you that I have approved and
filed with the Secretary of State the following Acts:

HB19-1100  Prohibit Use Restriction On School District Property
Approved Friday March 15 2:43 p.m.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1241  by Representative(s) Buentello and Wilson, Arndt,
Baisley, Caraveo, Catlin, Coleman, Cutter, Galindo,
Hooton, Larson, Liston, McKean, Melton, Michaelson
Jenet, Mullica, Pelton, Roberts, Snyder, Soper, Valdez A.;
also Senator(s) Ginal and Hisey, Coram, Crowder, Priola,
Williams A., Woodward--Concerning the rural track in the
university of Colorado school of medicine, and, in
connection therewith, requiring the school to provide
training and scholarships to students who commit to
practicing medicine for a certain period of time in a rural
or frontier area that is also a primary care health
professional shortage area.
Committee on Education
Committee on Appropriations

HB19-1242  by Representative(s) Jackson and Jaquez Lewis; also
Senator(s) Winter and Tate--Concerning the regulation of
pharmacy technicians by the state board of pharmacy.
Committee on Health & Insurance

HB19-1243  by Representative(s) Coleman; also Senator(s) Moreno--
Concerning participation in school district elections by
individuals at least sixteen years of age.
Committee on State, Veterans, & Military Affairs

HB19-1244  by Representative(s) Coleman and Carver, Singer; also
Senator(s) Fields and Gardner, Cooke, Tate--Concerning
the peace officers mental health support grant program,
and, in connection therewith, allowing certain agencies to
apply for grants from the program and expanding the
permissible uses of money awarded as grants under the
program.
Committee on Judiciary
HB19-1245 by Representative(s) Weissman--Concerning an increase in affordable housing funding from increased state sales tax revenue that results from a modification to the state sales tax vendor fee, and, in connection therewith, enacting the "Affordable Housing Act of 2019" and making an appropriation.
Committee on Finance
Committee on Appropriations

HB19-1246 by Representative(s) Van Winkle and Kraft-Tharp--Concerning the regulation of food truck businesses by local governments.
Committee on Transportation & Local Government

HB19-1247 by Representative(s) Valdez D. and Catlin; also Senator(s) Donovan and Coram--Concerning a study by the commissioner of agriculture on the potential applications for blockchain technology in agricultural operations.
Committee on Rural Affairs & Agriculture
Committee on Appropriations

HB19-1248 by Representative(s) Weissman and Cutter--Concerning measures to promote transparency about the activities of persons lobbying state government officials.
Committee on State, Veterans, & Military Affairs

HB19-1249 by Representative(s) Galindo and Sirota, Buckner, Cutter, Duran, Exum, Gonzales-Gutierrez, Herod, Jaquez Lewis, Kennedy, Michaelson Jenet, Mullica, Valdez A., Weissman; also Senator(s) Danielson--Concerning the satisfaction of specified requirements to ensure accountability before a school district may enter into a professional services contract with a third-party contractor.
Committee on Education

HB19-1250 by Representative(s) Herod--Concerning sex offenses committed by a peace officer.
Committee on Judiciary

SB19-129 by Senator(s) Story, Danielson; also Representative(s) Froelich, Bird, Kipp--Concerning the regulation of online schools.
Committee on Education

On motion of Representative Weissman, the House adjourned until 10:00 a.m., March 18, 2019.
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Carson Cline, Noah Haugen, Reid Buchmann, Isabella Luria, Denver Academy.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Herod, Hooton--2.
Present after roll call--Representative(s) Herod, Hooton.

The Speaker declared a quorum present.

On motion of Representative Jaquez Lewis, the reading of the journal of March 15, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-102 by Senator(s) Zenzinger, Todd, Donovan, Fenberg, Fields, Moreno, Pettersen, Rodriguez, Williams A.; also Representative(s) Titone--Concerning permitting a public school to include operation as a community school in its innovation plan.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
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<td>N</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Jaquez Lewis, Sirota, Valdez A., Williams D., Speaker Y

HB19-1192 by Representative(s) Gonzales-Gutierrez and Buentello, Benavidez, Buckner, Caraveo, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, Melton, Mullica, Singer, Sirota, Titone, Valdez A., Valdez D., Weissman; also Senator(s) Gonzalez, Garcia, Moreno, Rodriguez--Concerning the inclusion of matters relating to American minorities in the teaching of social contributions.
in civil government in public schools, and, in connection therewith, establishing the history, culture, social contributions, and civil government in education commission to make recommendations to include the history, culture, and social contributions of American Indians, Latinos, African Americans, and Asian Americans, the lesbian, gay, bisexual, and transgender individuals within these minority groups, the contributions and persecution of religious minorities, and the intersectionality of significant social and cultural features within these communities, in the teaching and content standards for history and civics, and making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Cutter, Esgar, Froelich, Garnett, Hansen, Hooton, Kipp, McCluskie, Michaelson Jenet, Roberts

HB19-1149 by Representative(s) Gonzales-Gutierrez; also Senator(s) Lee--Concerning directing the age of delinquency task force of the Colorado commission on criminal and juvenile justice to study serving emerging adults in the juvenile justice system.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
On motion of Representative Mullica, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1076  by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

Laid over until March 25, retaining place on Calendar.

SB19-091  by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

Laid over until March 25, retaining place on Calendar.

SB19-106  by Senator(s) Cooke and Zenzinger; also Representative(s) Tipper and Larson--Concerning an additional process by which a board of county commissioners may initiate the
withdrawal of current employees who are peace officers
from a defined contribution retirement plan offered by one
or more local governments.

Laid over until March 19, retaining place on Calendar.

**HB19-1024** by Representative(s) McKean and Buentello--Concerning
creation of the Colorado youth advisory council review
committee.

Amendment No. 1, Appropriations Report, dated March 15, 2019, and
placed in member's bill file; Report also printed in House Journal, March
15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

**HB19-1138** by Representative(s) Williams D. and Melton, Humphrey;
also Senator(s) Williams A. and Priola--Concerning the
credit an owner of a vehicle may receive for fees paid to
register a motor vehicle when the vehicle is sold before the
registration expires.

Amendment No. 1, Transportation & Local Government Report, dated
February 19, 2019, and placed in member's bill file; Report also printed

Amendment No. 2, Appropriations Report, dated March 15, 2019, and
placed in member's bill file; Report also printed in House Journal, March
15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

**HB19-1160** by Representative(s) Landgraf and Singer, Pelton,
Bockenfeld, Larson, Wilson, McKean, Catlin,
Gonzales-Gutierrez, Mullica; also Senator(s) Gardner--
Concerning a mental health facility pilot program.

Amendment No. 1, Public Health Care & Human Services Report, dated
February 27, 2019, and placed in member's bill file; Report also printed

Amendment No. 2, Appropriations Report, dated March 15, 2019, and
placed in member's bill file; Report also printed in House Journal, March
15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.
HB19-1168  by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Laid over until March 25, retaining place on Calendar.

HB19-1205  by Representative(s) Arndt; also Senator(s) Court--Concerning allowing reimbursement for expenses for members of the restorative justice coordinating council.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1214  by Representative(s) Hansen, Esgar, Ransom; also Senator(s) Rankin, Moreno, Zenzinger--Concerning a requirement that the joint budget committee recommend new methods to finance the state's ongoing capital needs.

Amendment No. 1, Appropriations Report, dated March 15, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1217  by Representative(s) Becker; also Senator(s) Court and Tate--Concerning the elimination of the two percent increase in the member contribution rate to the public employees' retirement association for members in the local government division of the association.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-095  by Senator(s) Todd and Holbert, Bridges, Lundeen, Rankin, Story, Zenzinger; also Representative(s) Hansen and McKean--Concerning the review of the funding formula for institutions of higher education.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1206  by Representative(s) Coleman and Larson; also Senator(s) Bridges and Lundeen--Concerning removing equity gaps in higher education by ensuring more students have access to supplemental academic instruction.
Amendment No. 1, Education Report, dated March 12, 2019, and placed in member's bill file; Report also printed in House Journal, March 14, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:
SB19-106--March 19, 2019

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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Speaker Y

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1114 by Representative(s) Catlin and Valdez D.; also Senator(s) Danielson and Cooke--Concerning the implementation under state law by the commissioner of agriculture of federal produce safety standards for farms.

(Amended as printed in Senate Journal, March 6, 2019.)
Representative Valdez D. moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Arndt, Humphrey

HB19-1105 by Representative(s) Mullica and Saine, Beckman, Soper, Caraveo, Galindo, Humphrey, Lontine; also Senator(s) Marble and Winter--Concerning the ability of advanced practice nurses with prescriptive authority to obtain level I accreditation under the "Workers' Compensation Act of Colorado".

Amended as printed in Senate Journal, March 7, 2019.)
Representative Saine moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Exum, Garnett, Gray, Hansen, Hooton, Jackson, Landgraf, Liston, Sandridge, Sirota, Snyder, Sullivan, Tipton, Valdez A., Valdez D., Speaker

HB19-1001 by Representative(s) Kennedy; also Senator(s) Moreno and Rankin--Concerning hospital transparency measures required to analyze the efficacy of hospital delivery system reform incentive payments.

(Amended as printed in Senate Journal, March 14, 2019.)
Representative Kennedy moved that the House *concur* in Senate amendments. The motion was declared *passed* by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared *repassed*.

<table>
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<tr>
<th>YES</th>
<th>43</th>
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Co-sponsor(s) added: Representative(s) Buentello, Exum, Froelich, Jackson, Mullica, Sullivan, Titone, Valdez A.

**HB19-1113** by Representative(s) Roberts and McLachlan, Arndt, Buentello, McCluskie, Titone; also Senator(s) Donovan--
Concerning the protection of water quality from adverse impacts caused by mineral mining.

(Amended as printed in Senate Journal, March 14, 2019.)
Representative McLachlan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Caraveo, Duran, Froelich, Hooton, Kennedy, Kraft-Tharp

House in recess. House reconvened.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

HB19-1142 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, line 7, strike "ATTORNEY." and substitute "ATTORNEY, AS DESCRIBED IN SECTION 15-14-105.".

Page 3, strike lines 8 through 22 .

Renumber succeeding subsection accordingly.

Page 4, line 1, strike "ATTORNEY." and substitute "ATTORNEY PURSUANT TO SECTION 15-14-105.".

Page 4, lines 7 and 8, strike "ARTICLE 6 AND ARE NOT SUBJECT TO THE LICENSING REQUIREMENTS OF FOSTER CARE." and substitute "ARTICLE 6.".

Page 4, line 10, after "(a)" insert "(I)".

Page 4, after line 16 insert:

"(II) A TEMPORARY CARE ASSISTANCE PROGRAM MUST MAKE DILIGENT EFFORTS TO NOTIFY ANY PARENT OR GUARDIAN IDENTIFIED BY THE DELEGATING PARENT AS HAVING PARENTAL RIGHTS OR LEGAL DECISION-MAKING AUTHORITY REGARDING THE MINOR'S CARE.

(III) A PARENT WHO IS NAMED AS A RESPONDENT IN AN OPEN DEPENDENCY AND NEGLECT CASE MAY NOT USE THE ASSISTANCE OF A TEMPORARY CARE ASSISTANCE PROGRAM, AS DESCRIBED IN THIS PART 7.".

Page 4, line 17, strike "A" and substitute "NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, A".

Page 4, lines 19 and 20, strike "MONTHS. A PARENT OR GUARDIAN MAY EXECUTE A SUBSEQUENT POWER OF ATTORNEY, BUT," and substitute "MONTHS.".

Page 4, line 21, strike "SECTION, THE TOTAL LENGTH OF A" and substitute "SECTION.".

Page 4, strike lines 22 and 23.

Page 4, lines 25 and 26, strike "TWELVE-MONTH TOTAL".

Page 5, line 8, strike "EXPIRATION, REVOCATION, OR OTHER TERMINATION" and substitute "EXPIRATION OR REVOCATION".

Page 7, line 10, strike "INVESTIGATION;" and substitute "INVESTIGATION IN THE SAME MANNER AS DESCRIBED IN SECTION 26-6-107 (1)(a)(I)(C).".

Page 7, lines 11 and 12, strike "ON THE TRAILS SYSTEM, AS DEFINED IN
SECTION 16-20.5-102 (10);" and substitute "PURSUANT TO SECTION 19-1-307;".

Page 7, line 14, strike "REGISTRY" and substitute "WEBSITE".

Page 8, line 9, strike "A TEMPORARY CARE PROVIDER" and substitute "AN APPROVED TEMPORARY CAREGIVER".

Page 8, strike lines 21 through 27 and substitute:
"26-6-705. Rules. (1) A TEMPORARY CARE ASSISTANCE PROGRAM AND A TEMPORARY CARE PROVIDER ARE SUBJECT TO ANY RULE PROMULGATED BY THE DEPARTMENT THAT IS APPLICABLE TO NONCERTIFIED KINSHIP CARE, DEFINED IN SECTION 19-1-103 (78.7); EXCEPT THAT A TEMPORARY CARE ASSISTANCE PROGRAM AND A TEMPORARY CARE PROVIDER ARE NOT SUBJECT TO SUCH A RULE THAT IS INCONSISTENT WITH THIS PART 7.
(2) EXCEPT AS PROVIDED IN SUBSECTION (1) OF THIS SECTION, A TEMPORARY CARE ASSISTANCE PROGRAM AND A TEMPORARY CAREGIVER ARE NOT SUBJECT TO ANY RULE PROMULGATED BY THE DEPARTMENT FOR AN ACTIVITY PERFORMED PURSUANT TO THIS PART 7.".

Page 9, strike lines 1 through 12.

Page 10, strike lines 16 through 19 and substitute "ANY PERSON REQUIRED TO SUBMIT TO A BACKGROUND CHECK PURSUANT TO SECTION 26-6-704 (2), WHEN THE".

Page 10, line 20, strike "OTHER".

Page 10, strike lines 23 through 27.

Renumber succeeding section accordingly.

Page 11, strike lines 1 through 6.

Strike "QUALIFIED NONPROFIT ORGANIZATION" and substitute "CHILD PLACEMENT AGENCY" on: Page 3, line 24; Page 4, line 3; Page 6, line 24; Page 7, line 3, line 19, line 22, and line 24; Page 8, lines 1 and 2, line 7, and line 16.

HB19-1208 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 11, strike "THERAPIST;" and substitute "THERAPIST WITH TRAINING IN NEUROLOGY OR CONCUSSION EVALUATION AND MANAGEMENT;".

HB19-1215 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend printed bill, page 8, line 9, strike "IF AN OBLIGOR'S" and substitute "FOR AN OBLIGOR WITH AN".

Page 8, line 10, before "IS" insert "THAT".

Page 8, line 16, strike "section." and substitute "section".

Page 8, line 21, before "THE" insert "IF, AFTER THESE ADJUSTMENTS ARE MADE, THE OBLIGOR'S CHILD SUPPORT AMOUNT DOES NOT EXCEED TWENTY PERCENT OF THE OBLIGOR'S ADJUSTED GROSS INCOME AND MUST BE CAPPED AT THAT AMOUNT BEFORE APPLYING SUBSECTION (7)(a)(II)(F) OF THIS SECTION AND THE OVERNIGHT CREDIT PERCENTAGE SET FORTH IN SUBSECTION (8)(g) OF THIS SECTION. ADJUSTMENTS MUST NOT BE MADE TO THE OBLIGOR'S CHILD SUPPORT AMOUNT PURSUANT TO THIS SUBSECTION (7)(a)(II)(C) IF, WITHIN THE SAME CHILD SUPPORT ORDER, THE NUMBER OF CHILDREN FOR WHOM A DUTY OF SUPPORT IS OWED RESULTS IN A CHILD SUPPORT OBLIGATION THAT EXCEEDS TWENTY PERCENT OF THE OBLIGOR'S ADJUSTED GROSS INCOME.".

Page 39, after line 14 insert:

"SECTION 5. In Colorado Revised Statutes, 26-13-106, amend (4) as follows:

26-13-106. Eligibility for services. (4) After more than five hundred FIFTY dollars has been collected from an obligor during a year, the county department shall recover a fee of twenty-five THIRTY-FIVE dollars from the obligee if the obligee has never received public assistance. The county department shall withhold the fee from the first amount collected that exceeds the five-hundred-dollar FIVE-HUNDRED-FIFTY-DOLLAR threshold."

Renumber succeeding sections accordingly.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1044, 1148, 1152; SB19-049, 105, and 128.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1033, 1042, 1082 at 11:50 a.m. on March 18, 2019.
INTRODUCTION OF BILL
First Reading

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

HB19-1251 by Representative(s) Hansen and Landgraf, Caraveo, Carver, Hooton, Valdez A.--Concerning only permitting the marriage of minors who are emancipated through a Colorado court emancipation procedure, and, in connection therewith, increasing the age of marriage to eighteen years of age unless the minor is emancipated and creating a statutory emancipation procedure.

Committee on State, Veterans, & Military Affairs

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 19, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Father Mark McGregor, Regis University, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Jack Johnson, University of Colorado at Boulder.

The roll was called with the following result:

Present--60.

Excused--Representative(s) Becker, Herod, Mullica, Sandridge, Singer--5.

Present after roll call--Representative(s) Becker, Herod, Mullica, Sandridge, Singer.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Jaquez Lewis, the reading of the journal of March 18, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1024 by Representative(s) McKean and Buentello; also Senator(s) Todd and Coram--Concerning creation of the Colorado youth advisory council review committee, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1138  by Representative(s) Williams D. and Melton, Humphrey;  
also Senator(s) Williams A. and Priola--Concerning the  
credit an owner of a vehicle may receive for fees paid to  
register a motor vehicle when the vehicle is sold before the  
registration expires, and, in connection therewith, making  
an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a  
majority of those elected to the House voted in the affirmative and the bill  
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo,  
Coleman, Cutter, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Kipp,  
Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Tipper,  
Titone

Speaker E
HB19-1160 by Representative(s) Landgraf and Singer, Pelton, Bockenfeld, Larson, Wilson, McKean, Catlin, Gonzales-Gutierrez, Mullica; also Senator(s) Gardner--Concerning a mental health facility pilot program, and, in connection therewith, making an appropriation.

Laid over until March 20, retaining place on Calendar.

HB19-1205 by Representative(s) Arndt; also Senator(s) Court--Concerning allowing reimbursement for expenses for members of the restorative justice coordinating council.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Lontine, Melton, Michaelson Jenet, Singer, Snyder, Titone, Valdez A.

HB19-1214 by Representative(s) Hansen, Esgar, Ransom; also Senator(s) Rankin, Moreno, Zenzinger--Concerning a requirement that the joint budget committee recommend new methods to finance the state's ongoing capital needs.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Lontine, Melton, Michaelson Jenet, Singer, Snyder, Titone, Valdez A.
HB19-1217  by Representative(s) Becker; also Senator(s) Court and Tate--Concerning the elimination of the two percent increase in the member contribution rate to the public employees' retirement association for members in the local government division of the association.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Lontine, McLachlan, Melton, Roberts, Singer, Snyder, Sullivan, Titone

SB19-095  by Senator(s) Todd and Holbert, Bridges, Lundeen, Rankin, Story, Zenzinger; also Representative(s) Hansen and McKean--Concerning the review of the funding formula for institutions of higher education.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Beckman, Bird, Bockenfeld, Buckner, Cutter, Esgar, Exum, Gray, Hooton, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Roberts, Singer, Sirota, Snyder, Titone, Valdez D., Van Winkle

HB19-1206 by Representative(s) Coleman and Larson; also Senator(s) Bridges and Lundeen--Concerning removing equity gaps in higher education by ensuring more students have access to supplemental academic instruction.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Benavidez, Bird, Buckner, Buentello, Cutter, Duran, Esgar, Exum, Herod, Hooton, Jaquez Lewis, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Titone, Valdez A., Will, Speaker

On motion of Representative Michaelson Jenet, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1174** by Representative(s) Esgar and Catlin; also Senator(s) Gardner and Pettersen--Concerning out-of-network health care services provided to covered persons.

Laid over until March 20, retaining place on Calendar.

**HB19-1194** by Representative(s) Lontine and Larson; also Senator(s) Priola and Fields--Concerning the discipline of preschool through second grade students enrolled in publicly funded education programs.

Amendment No. 1, Education Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

Amendment No. 2, by Representative(s) Lontine.

Amend printed bill, page 3, line 25, strike "THE STUDENT ENGAGES" and substitute "THE ENROLLING ENTITY DETERMINES THAT THE STUDENT HAS ENGAGED".

Page 4, line 6, strike "FAILURE" and substitute "THE ENROLLING ENTITY DETERMINES THAT FAILURE".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1179** by Representative(s) Gray--Concerning the financial risk profiles of legal investments of public funds.
Amendment No. 1, Finance Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1213** by Representative(s) Titone; also Senator(s) Priola--Concerning the compensation payable to a member of a board of directors of an urban drainage and flood control district.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1030** by Representative(s) Soper and Roberts, Rankin; also Senator(s) Rankin--Concerning creating the crime of unlawful electronic sexual communication.

Amendment No. 1, Judiciary Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1220** by Representative(s) Sullivan; also Senator(s) Fields--Concerning allowing a court facility dog to accompany a witness during testimony.

Amendment No. 1, Judiciary Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**SB19-014** by Senator(s) Coram; also Representative(s) Carver--Concerning measures to reduce incidents of theft from retail establishments.

Amendment No. 1, Judiciary Report, dated March 12, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-109** by Senator(s) Fenberg; also Representative(s) Garnett--Concerning adjustments to limitations on damages to reflect the effects of inflation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
HB19-1224 by Representative(s) Herod, Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Tipper, Titone; also Senator(s) Winter—Concerning providing free menstrual hygiene products to people in custody.

Amendment No. 1, Judiciary Report, dated March 14, 2019, and placed in member’s bill file; Report also printed in House Journal, March 15, 2019.

Amendment No. 2, by Representative(s) Herod.

Amend the Judiciary Committee Report, dated March 14, 2019, page 2, strike lines 3 through 6 and substitute:

"17-1-113.6. Menstrual hygiene products for a person in custody - definition. (1) A Correctional Facility or private contract prison shall provide whichever menstrual hygiene products are requested by a person in custody to the person in custody at no expense to the person in custody. A correctional facility or private contract prison shall not impose any condition or restriction to a person in custody’s access to menstrual hygiene products."

Page 2, after line 11 insert:

"Page 3 of the bill, strike lines 1 through 10 and substitute:

"17-26-104.3. Menstrual hygiene products for a person in custody - definition. (1) A facility, as defined in subsection (2) of this section, whether operated by a governmental entity or a private contractor, shall provide whichever menstrual hygiene products are requested by a person in custody to the person in custody at no expense to the person in custody. The facility shall not impose any condition or restriction to a person in custody’s access to menstrual hygiene products."

Page 3 of the bill, strike line 12 and substitute "REQUIRES:

(a) "FACILITY" MEANS:
   (I) A LOCAL JAIL, AS DEFINED IN SECTION 17-1-102 (7);
   (II) A MULTIJURISDICTIONAL JAIL, AS DESCRIBED IN SECTION 17-26.5-101; AND
(b) "MENSTRUAL HYGIENE PRODUCTS" MEANS TAMpons,."

Page 2, strike lines 15 through 20 and substitute:

"26-1-136.5. Menstrual hygiene products for a person in custody - definition. (1) A Department of Human Services facility shall provide whichever menstrual hygiene products are requested by a person in the custody of a Department of Human
SERVICES FACILITY TO THE PERSON IN CUSTODY AT NO EXPENSE TO THE
PERSON IN CUSTODY. THE DEPARTMENT OF HUMAN SERVICES FACILITY
SHALL NOT IMPOSE ANY CONDITION OR RESTRICTION TO A PERSON IN
CUSTODY’S ACCESS TO MENSTRUAL HYGIENE PRODUCTS.”.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1225 by Representative(s) Herod and Soper, Roberts--
Concerning prohibiting the use of monetary bail for certain
levels of offenses except in certain circumstances.

Laid over until March 20, retaining place on Calendar.

SB19-106 by Senator(s) Cooke and Zenzinger; also Representative(s)
Tipper and Larson--Concerning an additional process by
which a board of county commissioners may initiate the
withdrawal of current employees who are peace officers
from a defined contribution retirement plan offered by one
or more local governments.

Amendment No. 1, Transportation & Local Government Report, dated
March 12, 2019, and placed in member's bill file; Report also printed in

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1194 amended, 1179 amended, 1213,
1030 amended, 1220 amended, SB19-014 amended, 109, HB19-1224

Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.

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House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

SB19-181  be referred favorably to the Committee on Finance.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

HB19-1006  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 23-31-310, add (1.5)(b)(V) and (8.8) as follows:

23-31-310. Forest restoration and wildfire risk mitigation grant program - legislative declaration - technical advisory panel - definitions - repeal. (1.5) Legislative declaration. The general assembly hereby:

(b) Determines that:

(V) GIVEN THE CHALLENGING CONDITIONS OF COLORADO'S FORESTS AND THE IMMINENT RISKS OF CATASTROPHIC WILDFIRE, IT IS CRITICAL THAT STATE FUNDING OF THE GRANTS PROGRAM BE INCREASED FOR THE 2019-20 STATE FISCAL YEAR AND THAT GRANT MONEY BE EXPENDED ON AN EXPEDITED BASIS TO THE GREATEST EXTENT PRACTICABLE TO FULFILL THE PURPOSES OF THIS SECTION.

(8.8) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ANY ADDITIONAL AMOUNT OF MONEY APPROPRIATED FOR THE 2019-20 STATE FISCAL YEAR TO THE FUND CREATED IN SUBSECTION (8.5)(a) OF THIS SECTION BE EXPENDED ON GRANTS THAT WILL SUPPORT THE MAXIMUM NUMBER OF EFFECTIVE FOREST MANAGEMENT FUELS REDUCTION PROJECTS TO REDUCE THE IMPACTS TO LIFE, PROPERTY, AND CRITICAL
INFRASTRUCTURE CAUSED BY WILDFIRE.

SECTION 2. Appropriation. For the 2019-20 state fiscal year, $3,000,000 is appropriated to the department of higher education for allocation to the board of governors of the Colorado state university system to be deposited into the forest restoration and wildfire risk mitigation grant program cash fund created in section 23-31-310 (8.5), C.R.S., for the use of the forest restoration and wildfire risk mitigation grant program created in section 23-31-310, C.R.S. This appropriation is from the general fund.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1, strike lines 103 through 105 and substitute "CONNECTION THEREWITH, CLARIFYING THE LEGISLATIVE INTENT THAT STATE FUNDING OF THE EXISTING FOREST RESTORATION AND WILDFIRE RISK MITIGATION GRANT PROGRAM BE INCREASED AND MAKING AN APPROPRIATION.".

SB19-151 be referred to the Committee of the Whole with favorable recommendation.

SB19-152 be referred to the Committee of the Whole with favorable recommendation.

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed: HB19-1251.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1001, 1041, 1043, 1068, 1083, 1137.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith: HB19-1180 and 1155.

The Senate has concurred in House Amendments to SB19-006, 041, and 102 and the bills have been repassed as amended.
INTRODUCTION OF BILLS
First Reading

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

HB19-1252 by Representative(s) Geitner and McLachlan--Concerning a statewide plan for awarding college credit for work-related experience.

Committee on Education

HB19-1253 by Representative(s) Landgraf and Buckner--Concerning a prohibition on discrimination against a living organ donor in certain insurance policies.

Committee on Health & Insurance

HB19-1254 by Representative(s) McLachlan and Van Winkle; also Senator(s) Fields and Priola--Concerning the notice requirements of employers with regard to the sharing of gratuities.

Committee on Business Affairs & Labor

HB19-1255 by Representative(s) Hansen and Catlin; also Senator(s) Coram and Zenzinger--Concerning the creation of a Mesa Verde National Park license plate.

Committee on Energy & Environment Committee on Finance

HB19-1256 by Representative(s) Gray and Snyder--Concerning electronic filing of certain taxes.

Committee on Business Affairs & Labor

SB19-012 by Senator(s) Court; also Representative(s) Melton--Concerning the use of mobile electronic devices while driving, and, in connection therewith, making an appropriation.

Committee on Judiciary

On motion of Representative Garnett, the following bill(s) calendared for General Orders, March 20, will be calendared for March 21, 2019: HB19-1174, 1225, 1208.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 20, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Representative James Coleman, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Noah Feinberg, Emmett Gerhardt, Ricks Center for Gifted Children, Denver.

The roll was called with the following result:

Present--65.

The Speaker declared a quorum present.

On motion of Representative Jaquez Lewis, the reading of the journal of March 19, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1160 by Representative(s) Landgraf and Singer, Pelton, Bockenfeld, Larson, Wilson, McKean, Catlin, Gonzales-Gutierrez, Mullica; also Senator(s) Gardner--Concerning a mental health facility pilot program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1194  by Representative(s) Lontine and Larson; also Senator(s) Priola and Fields--Concerning the discipline of preschool through second grade students enrolled in publicly funded education programs.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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- Baisley N Froelich Y Larson Y Sandridge N
- Beckman N Galindo Y Lewis N Singer Y
- Benavidez Y Garnett Y Liston N Sirota Y
- Bird Y Geitner N Lontine Y Snyder Y
- Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
- Buck N Gray Y McKeans Y Sullivan Y
- Buckner Y Hansen Y McLachlan Y Tipper Y
- Buentello Y Herod Y Melton Y Titone Y
- Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
- Carver N Humphrey N Mullica Y Valdez D. Y
- Catlin N Jackson Y Neville Y Van Winkle N
- Coleman Y Jaquez Lewis Y Pelton N Weissman Y
- Cutter Y Kennedy Y Ransom N Will Y
- Duran Y Kipp Y Rich Y Williams D. N
- Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
- Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Carver, Cutter, Duran, Esgar, Exum, Froelich, Gray, Herod, Jackson, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Roberts, Sandridge, Sirota, Snyder, Soper, Tipper, Titone, Valdez A., Valdez D., Weissman

HB19-1179  by Representative(s) Gray; also Senator(s) Lee--Concerning the financial risk profiles of legal investments of public funds.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Kraft-Tharp, Titone

HB19-1213 by Representative(s) Titone; also Senator(s) Priola--
Concerning the compensation payable to a member of a board of directors of an urban drainage and flood control district.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Kipp, Mullica, Roberts, Singer
HB19-1030  by Representative(s) Soper and Roberts; also Senator(s) Rankin and Zenzinger--Concerning creating the crime of unlawful electronic sexual communication.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Beckman, Carver, Duran, Exum, Geitner, Gray, Hooton, Jackson, Kraft-Tharp, Landgraf, Lontine, McCluskie, McKean, Neville, Ransom, Rich, Sandridge, Singer, Snyder, Titone, Van Winkle, Williams D.

HB19-1220  by Representative(s) Sullivan; also Senator(s) Fields--Concerning allowing a court facility dog to accompany a witness during testimony.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
SB19-014 by Senator(s) Coram; also Representative(s) Carver and Tipper--Concerning requirements that secondhand dealers record transactions involving store value cards.

Laid over until March 22, retaining place on Calendar.

SB19-109 by Senator(s) Fenberg; also Representative(s) Garnett--Concerning adjustments to limitations on damages to reflect the effects of inflation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
<th>YES</th>
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Esgar, Exum, Froelich, Hooton, Jackson, Michaelson Jenet, Roberts, Saine, Sirota, Snyder, Soper, Valdez A., Van Winkle, Speaker

HB19-1224 by Representative(s) Herod, Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Tipper, Titone; also Senator(s) Winter--Concerning providing free menstrual hygiene products to people in custody.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
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Co-sponsor(s) added: Representative(s) Benavidez, Catlin, Coleman, Exum, Garnett, Gray, Hansen, Kennedy, Landgraf, Melton, Mullica, Roberts, Singer, Snyder, Sullivan, Valdez A., Valdez D., Weissman, Speaker

SB19-106  by Senator(s) Cooke and Zenzinger; also Representative(s) Tipper and Larson--Concerning an additional process by which a board of county commissioners may initiate the withdrawal of current employees who are peace officers from a defined contribution retirement plan offered by one or more local governments.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

SB19-088 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 94, strike lines 2 through 7 and substitute:

"38-13-1504. Application of article - local government - exemption - notice of property. (1) Except as otherwise provided in this section, the provisions of this article 13 do not apply to a local government that is a holder of property if:

(a) The local government has a local ordinance or resolution relating to the disposition of property that conflicts with this article 13;

(b) The local ordinance or resolution described in subsection (1)(a) of this section requires the local government to hold the property for the owner for at least five years after the date it is presumed abandoned under section 38-13-201 (1)(j); and

(c) The local government provides the administrator with the information described in subsection (2) of this section in the same electronic format as a holder is required to use to report unclaimed property.

(2) To satisfy subsection (1)(c) of this section, a local government must provide the administrator with the following information on or before November 1 of each year:

(a) An alphabetical list of the owners for whom the local government holds property that is presumed abandoned under section 38-13-201 (1)(j); and

(b) The value of the abandoned property that the exempt local government holds for each owner.

(3) The administrator shall include the information received in accordance with subsection (2) of this section, along with a statement that a person claiming to be the owner must file a claim for the property with the specific local government that has the property, as part of the website or database maintained under section 38-13-503 (3).".
EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1196 be referred to the Committee of the Whole with favorable recommendation.

HB19-1222 be referred favorably to the Committee on Appropriations.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1223 be referred favorably to the Committee on Appropriations.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:

HB19-1087 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 24-6-402, amend (2)(c) as follows:

24-6-402. Meetings - open to public - legislative declaration - definitions. (2) (c) (I) Any meetings at which the adoption of any proposed policy, position, resolution, rule, regulation, or formal action occurs or at which a majority or quorum of the body is in attendance, or is expected to be in attendance, shall be held only after full and timely notice to the public. In addition to any other means of full and timely notice, a local public body shall be deemed to have given full and timely notice if the notice of the meeting is posted in a designated public place within the boundaries of the local public body no less than twenty-four hours prior to the holding of the meeting. The public place or places for posting such notice shall be designated annually at the local public body's first regular meeting of each calendar year. The posting shall include specific agenda information where possible.

(II) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(A) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT LOCAL GOVERNMENTS TRANSITION FROM POSTING PHYSICAL NOTICES OF PUBLIC MEETINGS IN PHYSICAL LOCATIONS TO POSTING NOTICES ON A WEBSITE, SOCIAL MEDIA ACCOUNT, OR OTHER OFFICIAL ONLINE PRESENCE OF THE LOCAL GOVERNMENT TO THE GREATEST EXTENT PRACTICABLE;

(B) IT IS THE INTENT OF THE GENERAL ASSEMBLY TO RELIEVE A
LOCAL GOVERNMENT OF THE REQUIREMENT TO PHYSICALLY POST MEETING
NOTICES, WITH CERTAIN EXCEPTIONS, IF THE LOCAL GOVERNMENT
COMPLIES WITH THE REQUIREMENTS OF ONLINE POSTED NOTICES OF
MEETINGS;
(C) A NUMBER OF FACTORS MAY AFFECT THE ABILITY OF SOME
LOCAL GOVERNMENTS TO EASILY ESTABLISH A WEBSITE, POST MEETING
NOTICES ONLINE, AND OTHERWISE BENEFIT FROM HAVING AN ONLINE
PRESENCE, INCLUDING THE AVAILABILITY OF BROADBAND OR RELIABLE
BROADBAND, THE LACK OF CELLULAR TELEPHONE AND DATA SERVICES,
AND FISCAL OR STAFFING CONSTRAINTS OF THE LOCAL GOVERNMENT;
(D) LOCAL GOVERNMENTS ARE ENCOURAGED TO AVAIL
THEMSELVES OF EXISTING FREE RESOURCES FOR CREATING A WEBSITE AND
RECEIVING CONTENT MANAGEMENT ASSISTANCE FROM THE COLORADO
STATEWIDE INTERNET PORTAL AUTHORITY AND STATEWIDE ASSOCIATIONS
REPRESENTING LOCAL GOVERNMENTAL ENTITIES; AND
(E) IT IS THE INTENT OF THE GENERAL ASSEMBLY TO CLOSELY
MONITOR THE TRANSITION TO PROVIDING NOTICES OF PUBLIC MEETINGS
ONLINE OVER THE NEXT TWO YEARS AND, IF SIGNIFICANT PROGRESS IS NOT
MADE, TO BRING LEGISLATION MANDATING IN STATUTE THAT ALL NOTICES
BE POSTED ONLINE EXCEPT IN VERY NARROW CIRCUMSTANCES THAT ARE
BEYOND THE CONTROL OF A LOCAL GOVERNMENT.
(III) ON AND AFTER JULY 1, 2019, A LOCAL PUBLIC BODY SHALL BE
DEEMED TO HAVE GIVEN FULL AND TIMELY NOTICE OF A PUBLIC MEETING
IF THE LOCAL PUBLIC BODY POSTS THE NOTICE, WITH SPECIFIC AGENDA
INFORMATION IF AVAILABLE, NO LESS THAN TWENTY-FOUR HOURS PRIOR
TO THE HOLDING OF THE MEETING ON A PUBLIC WEBSITE OF THE LOCAL
PUBLIC BODY. THE NOTICE MUST BE ACCESSIBLE AT NO CHARGE TO THE
PUBLIC. THE LOCAL PUBLIC BODY SHALL, TO THE EXTENT FEASIBLE, MAKE
THE NOTICES SEARCHABLE BY TYPE OF MEETING, DATE OF MEETING, TIME
OF MEETING, AGENDA CONTENTS, AND ANY OTHER CATEGORY DEEMED
APPROPRIATE BY THE LOCAL PUBLIC BODY AND SHALL CONSIDER LINKING
THE NOTICES TO ANY APPROPRIATE SOCIAL MEDIA ACCOUNTS OF THE
LOCAL PUBLIC BODY. A LOCAL PUBLIC BODY THAT PROVIDES NOTICE ON
A WEBSITE PURSUANT TO THIS SUBSECTION (2)(c)(III) SHALL PROVIDE THE
ADDRESS OF THE WEBSITE TO THE DEPARTMENT OF LOCAL AFFAIRS FOR
INCLUSION IN THE INVENTORY MAINTAINED PURSUANT TO SECTION
24-32-116. A LOCAL PUBLIC BODY THAT POSTS A NOTICE OF A PUBLIC
MEETING ON A PUBLIC WEBSITE PURSUANT TO THIS SUBSECTION (2)(c)(III)
MAY IN ITS DISCRETION ALSO POST A NOTICE BY ANY OTHER MEANS
INCLUDING IN A DESIGNATED PUBLIC PLACE PURSUANT TO SUBSECTION
(2)(c)(I) OF THIS SECTION; EXCEPT THAT NOTHING IN THIS SECTION SHALL
BE CONSTRUED TO REQUIRE SUCH OTHER POSTING. A LOCAL PUBLIC BODY
THAT POSTS NOTICES OF PUBLIC MEETINGS ON A PUBLIC WEBSITE
PURSUANT TO THIS SUBSECTION (2)(c)(III) SHALL DESIGNATE A PUBLIC
PLACE WITHIN THE BOUNDARIES OF THE LOCAL PUBLIC BODY AT WHICH IT
MAY POST A NOTICE NO LESS THAN TWENTY-FOUR HOURS PRIOR TO A
MEETING IF IT IS UNABLE TO POST A NOTICE ONLINE IN EXIGENT OR
EMERGENCY CIRCUMSTANCES SUCH AS A POWER OUTAGE OR AN
INTERRUPTION IN INTERNET SERVICE THAT PREVENTS THE PUBLIC FROM
ACCESSING THE NOTICE ONLINE.
(IV) FOR PURPOSES OF THIS SECTION, "LOCAL PUBLIC BODY"
INCLUDES MUNICIPALITIES, COUNTIES, SCHOOL BOARDS, AND SPECIAL
DISTRICTS.

SECTION 2. In Colorado Revised Statutes, 32-1-903, amend (2)
as follows:
32-1-903. Meetings. (2) Notice of time and place designated for all regular AND SPECIAL meetings shall be posted in at least three public places within the limits of the special district, and, in addition, one such notice shall be posted in the office of the county clerk and recorder in the county or counties in which the special district is located. Such notices shall remain posted and shall be changed in the event that the time or place of such regular meetings is changed provided in accordance with section 24-6-402. Special meetings may be called by any director by informing the other directors of the date, time, and place of such special meeting, and the purpose for which it is called, and by posting notice as provided in this section at least seventy-two hours prior to said meeting in accordance with section 24-6-402. All official business of the board shall be conducted only during said regular or special meetings at which a quorum is present, and all said meetings shall be open to the public.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

HB19-1221 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 21, 2019: HB19-1087, 1196, 1221, SB19-088.

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1252, 1253, 1254, 1255, 1256.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1001, 1041, 1043, 1044, 1068, 1083, 1137, 1148, 1152 at 9:07 a.m. on March 20, 2019.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-183.

The Senate has passed on Third Reading and returns herewith:

HB19-1201, 1028, 1153, 1200, and 1052.

The Senate has voted to concur in House Amendments to SB19-100 and 079 and the bills have been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-183.
without comment, as amended, HB19-1035, 1078, and 1191.
without comment, as amended, SB19-178.

INTRODUCTION OF BILLS
First Reading

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

HB19-1257 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Valdez A., Weissman, Galindo; also Senator(s) Court and Priola, Fenberg, Gonzales, Moreno, Rodriguez, Story, Todd, Williams A., Winter--Concerning authority for the state to keep and spend all of the revenue in excess of the constitutional limitation on state fiscal year spending beginning with the 2018-19 fiscal year in order to provide funding for public schools, higher education, and roads, bridges, and transit.

Committee on Finance
HB19-1258 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirotta, Snyder, Sullivan, Tipper, Valdez A., Weissman, Galindo; also Senator(s) Court and Priola, Fenberg, Gonzales, Moreno, Rodriguez, Story, Todd, Williams A., Winter--Concerning the allocation of money that the state keeps and spends as a result of a voter-approved revenue change at the 2019 statewide election.

Committee on Finance

HB19-1259 by Representative(s) Roberts and Pelton; also Senator(s) Donovan--Concerning support for species conservation trust fund projects, and, in connection therewith, making transfers to and appropriations from the species conservation trust fund for purposes recommended by the department of natural resources.

Committee on Rural Affairs & Agriculture

HB19-1260 by Representative(s) Kipp and Valdez A., Cutter, Duran, Froelich, Hooton, Jaquez Lewis, Sirotta, Weissman; also Senator(s) Winter--Concerning an update to the minimum energy code for the construction of buildings.

Committee on Energy & Environment

SB19-178 by Senator(s) Foote; also Representative(s) Singer--Concerning the subsidization of adoption for eligible children in Colorado.

Committee on Public Health Care & Human Services

SB19-183 by Senator(s) Priola and Todd; also Representative(s) Michaelson Jenet and Wilson--Concerning creation of a voluntary alternate process for dissolution and annexation of the territory of a school district under specified circumstances.

Committee on Education

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 21, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Hanley Frost Sr., Southern Ute Cultural Education Coordinator, Towaoc.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Kolton Eliajah Parks, Carrie Martin Elementary, Loveland.

The roll was called with the following result:

Present--65.

The Speaker declared a quorum present.

On motion of Representative Jaquez Lewis, the reading of the journal of March 20, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

On motion of Representative Duran, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1174 by Representative(s) Esgar and Catlin; also Senator(s) Gardner and Pettersen--Concerning out-of-network health care services provided to covered persons.

Amendment No. 1, Health & Insurance Report, dated March 6, 2019, and placed in member's bill file; Report also printed in House Journal, March 7, 2019.

Amendment No. 3, by Representative(s) Esgar.

Amend the Health and Insurance Committee Report, dated March 6, 2019, page 1, line 6, strike "FORMAT" and substitute "MANNER".

Page 1 of the report, lines 12 and 13, strike "and (14)" and substitute "(14), (15), and (16)".

Page 2 of the report, line 1, strike "FACILITY OTHER" and substitute "FACILITY, OTHER".

Page 3 of the report, line 15, after "AND" insert "BE".

Page 3 of the report, line 36, strike "CONSUMERS." and substitute "CONSUMERS.

(15) (a) (I) If a provider believes that a payment made pursuant to subsection (3) or (5.5) of this section or section 24-34-114 or a health care facility believes that a payment made pursuant to subsection (5.5) of this section or section 25-3-121 (3) was not sufficient given the complexity and circumstances of the services provided, the provider or the health care facility may initiate arbitration by filing a request for arbitration with the commissioner and the carrier. The request must be filed within ninety days after the receipt of the payment.

(II) Prior to arbitration under subsection (15)(a)(I) of this section, the carrier and provider or health care facility may conduct an informal settlement teleconference within thirty days after the request for arbitration. The parties shall notify the commissioner of the results of the settlement conference.

(III) Upon receipt of notice that the settlement teleconference was unsuccessful, the commissioner shall appoint an arbitrator and notify the parties of the arbitration.

(b) The commissioner shall promulgate rules to implement an arbitration process that includes the selection of an arbitrator from a list of qualified arbitrators developed pursuant to the rules. Qualified arbitrators must be independent; not be affiliated with a carrier, health care facility, or provider, or any professional association of carriers, health care facilities, or providers; not have a personal, professional, or financial conflict with any parties to the arbitration; and have experience in health care billing and reimbursement rates.

(c) (I) The arbitrator shall perform the review of the written submission by the provider or health care facility. The arbitrator shall determine whether the disputed payment was not sufficient given the complexity and circumstances.

(II) If the arbitrator determines additional payment is warranted, then both parties shall submit, in writing, each party's final offer. The arbitrator shall pick one of the two amounts submitted by the parties as the arbitrator's final and binding decision. The decision must be in writing and made within
FORTY-FIVE DAYS AFTER THE ARBITRATOR’S APPOINTMENT. IN MAKING
THE DECISION, THE ARBITRATOR MAY CONSIDER THE CIRCUMSTANCES
AND COMPLEXITY OF THE PARTICULAR CASE, INCLUDING THE TIME AND
PLACE OF SERVICES, AND AVAILABILITY OF PROVIDERS IN THE SAME
GEOGRAPHIC REGION.

(d) IF THE ARBITRATOR’S DECISION REQUIRES ADDITIONAL
PAYMENT BY THE CARRIER ABOVE THE AMOUNT PAID, THE CARRIER SHALL
PAY THE PROVIDER IN ACCORDANCE WITH SECTION 10-16-106.5.

(e) THE ARBITRATOR’S EXPENSES AND FEES SHALL BE SPLIT
equally among the parties.

(16) NOT WITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
BEFORE JULY 1, 2020, AND EACH JULY 1 THEREAFTER, THE
COMMISSIONER SHALL PROVIDE A WRITTEN REPORT TO THE HEALTH AND
HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH AND
INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR THEIR
SUCCESSOR COMMITTEES, AND SHALL POST THE REPORT ON THE
DIVISION’S WEBSITE SUMMARIZING:

(a) THE INFORMATION SUBMITTED TO THE COMMISSIONER IN
SUBSECTION (14) OF THIS SECTION; AND

(b) THE NUMBER OF ARBITRATIONS FILED; THE NUMBER OF
ARBITRATIONS SETTLED, ARBITRATED, AND DISMISSED IN THE PREVIOUS
CALENDAR YEAR; AND A SUMMARY OF WHETHER THE ARBITRATIONS
WERE IN FAVOR OF THE CARRIER OR THE OUT-OF-NETWORK PROVIDER OR
HEALTH CARE FACILITY. THE LIST OF ARBITRATION DECISIONS MUST NOT
INCLUDE ANY INFORMATION THAT SPECIFICALLY IDENTIFIES THE
PROVIDER, HEALTH CARE FACILITY, CARRIER, OR COVERED PERSON
INVOLVED IN EACH ARBITRATION DECISION.”.”.

Page 4 of the report, after line 15 insert:

"Page 14 of the bill, after line 9 insert:

"(5) A HEALTH CARE PROVIDER MAY INITIATE ARBITRATION
PURSUANT TO SECTION 10-16-704 (15) IF THE HEALTH CARE PROVIDER
BELIEVES THE PAYMENT MADE PURSUANT TO SUBSECTION (4) OF THIS
SECTION IS NOT SUFFICIENT.”.”.

Page 5 of the report, after line 18 insert:

"Page 18 of the bill, after line 19 insert:

"(4) AN OUT-OF-NETWORK FACILITY MAY INITIATE ARBITRATION
PURSUANT TO SECTION 10-16-704 (15) IF THE FACILITY BELIEVES THE
PAYMENT MADE PURSUANT TO SUBSECTION (3) OF THIS SECTION IS NOT
SUFFICIENT.”.”.

Amendment No. 4, by Representative(s) Esgar.

Amend printed bill, page 2, line 14, strike "(3)(d)." and substitute "(3)(d)
AND (5.5).".”

Amendment No. 5, by Representative(s) Neville.

Amend printed bill, page 4, line 6, after the semicolon add "OR".

Page 4, strike lines 7 through 9.
Reletter succeeding sub-subparagraph accordingly.

Page 6, line 15, after the semicolon add "OR".

Page 6, strike lines 16 through 18.

Reletter succeeding sub-subparagraph accordingly.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1225** by Representative(s) Herod and Soper, Roberts; also Senator(s) Lundeen and Lee--Concerning prohibiting the use of monetary bail for certain levels of offenses except in certain circumstances.

Amendment No. 1, Judiciary Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1208** by Representative(s) Singer and Landgraf, Buckner, Catlin, Exum, Liston, Pelton, Soper, Wilson; also Senator(s) Fields and Gardner, Cooke, Coram, Crowder, Sonnenberg, Woodward--Concerning the designation of physical therapists as health care providers for the purpose of ensuring compliance with required head trauma guidelines in organized youth athletic activities.

Amendment No. 1, Public Health Care & Human Services Report, dated March 15, 2019, and placed in member's bill file; Report also printed in House Journal, March 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**SB19-152** by Senator(s) Williams A.; also Representative(s) Duran and Arndt--Concerning the continuation of the public safety communications subcommittee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-151** by Senator(s) Bridges; also Representative(s) Exum--Concerning the continuation of the emergency planning subcommittee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-088 by Senator(s) Gardner; also Representative(s) Tipper and McKean--Concerning the adoption of the "Revised Uniform Unclaimed Property Act".

Laid over until March 22, retaining place on Calendar.

HB19-1196 by Representative(s) Gonzales-Gutierrez; also Senator(s) Moreno--Concerning student financial assistance for students who are classified as in-state students for tuition purposes.

Laid over until March 22, retaining place on Calendar.

HB19-1087 by Representative(s) Soper and Hansen, McKean, Snyder, Williams D.; also Senator(s) Woodward--Concerning online notice of public meetings of a local governmental entity.

Amendment No. 1, Transportation & Local Government Report, dated March 19, 2019, and placed in member's bill file; Report also printed in House Journal, March 20, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1221 by Representative(s) Coleman and Valdez A.; also Senator(s) Bridges and Pettersen--Concerning the regulation of electric scooters.

Amendment No. 1, by Representative(s) Valdez A.

Amend printed bill, page 7, line 8, strike "AN" and substitute "A CLASS 1".

Page 14, line 24, strike "(1)(d)" and substitute "(1)(d); and add (2.5)".

Page 16, after line 4 insert:

"(2.5) NOTHING IN THIS SECTION AFFECTS THE VALIDITY OF AN ORDINANCE OR RESOLUTION THAT A MUNICIPALITY, COUNTY, OR CITY AND COUNTY ADOPTED PURSUANT TO THIS SECTION IF THE ORDINANCE OR RESOLUTION:
(a) WAS ADOPTED BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (2.5); AND
(b) APPLIES TO ELECTRIC SCOOTERS.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1221, to show that said amendment passed, and that HB 19-1221, as amended, passed.
Amend printed bill, page 14, line 17, after the period add "THIS SECTION
DOES NOT APPLY TO A PERSON UNDER THE AGE OF EIGHTEEN.".

The amendment was declared lost by the following roll call vote:

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<thead>
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<th>YES</th>
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<th>ABSENT</th>
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<tr>
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<td>Saine Y</td>
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<td>Baisley Y</td>
<td>Froelich N</td>
<td>Larson Y</td>
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</tr>
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<td>Beckman Y</td>
<td>Galindo N</td>
<td>Lewis Y</td>
<td>Singer N</td>
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<tr>
<td>Benavidez N</td>
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<td>Soper Y</td>
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<td>Gray N</td>
<td>McKeain Y</td>
<td>Sullivan N</td>
</tr>
<tr>
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<td>Hansen N</td>
<td>McLachlan N</td>
<td>Tipper N</td>
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<td>Will Y</td>
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<td>Kipp N</td>
<td>Rich Y</td>
<td>Williams D. Y</td>
</tr>
<tr>
<td>Esgar N</td>
<td>Kraft-Tharp N</td>
<td>Roberts N</td>
<td>Wilson Y</td>
</tr>
<tr>
<td>Speaker N</td>
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</table>

Representative Buck moved to amend the Report of the Committee of the
Whole to reverse the action taken by the Committee in not adopting the
following Buck amendment, to HB 19-1221, to show that said
amendment passed, and that HB 19-1221 passed.

Amend printed bill, page 5, line 17, strike "42." and substitute "42;
EXCEPT THAT A MUNICIPALITY, COUNTY, OR CITY AND COUNTY MAY OPT
OUT OF REGULATING ELECTRIC SCOOTERS.".

The amendment was declared lost by the following roll call vote:

<table>
<thead>
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<th>ABSENT</th>
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<td>Saine Y</td>
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<td>Beckman Y</td>
<td>Galindo N</td>
<td>Lewis Y</td>
<td>Singer N</td>
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<tr>
<td>Benavidez N</td>
<td>Garnett N</td>
<td>Liston Y</td>
<td>Sirota N</td>
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<td>Bird N</td>
<td>Geitner Y</td>
<td>Lontine N</td>
<td>Snyder N</td>
</tr>
<tr>
<td>Bockenfeld Y</td>
<td>Gonzales-Gutierrez N</td>
<td>McCluskie N</td>
<td>Soper Y</td>
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<td>Gray N</td>
<td>McKeain Y</td>
<td>Sullivan N</td>
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<tr>
<td>Buckner N</td>
<td>Hansen N</td>
<td>McLachlan N</td>
<td>Tipper N</td>
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<td>Buentello N</td>
<td>Herod N</td>
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<td>Titone N</td>
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<td>Caraveo N</td>
<td>Hooton N</td>
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<td>Valdez A. N</td>
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<tr>
<td>Carver Y</td>
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<tr>
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<tr>
<td>Coleman Y</td>
<td>Jaquez Lewis N</td>
<td>Pelton N</td>
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<td>Cutter N</td>
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<td>Will Y</td>
</tr>
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<td>Duran N</td>
<td>Kipp N</td>
<td>Rich Y</td>
<td>Williams D. Y</td>
</tr>
<tr>
<td>Esgar Y</td>
<td>Kraft-Tharp N</td>
<td>Roberts N</td>
<td>Wilson Y</td>
</tr>
<tr>
<td>Speaker N</td>
<td></td>
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</tbody>
</table>

_______
Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1221, to show that said amendment passed, and that HB 19-1221 passed.

Amend printed bill, page 2, line 9, strike "POWER;" and substitute "POWER, OR BOTH;".

The amendment was declared lost by the following roll call vote:

```
YES  27  NO  38  EXCUSED  0  ABSENT  0
Arndt  N  Exum  N  Landgraf  Y  Saine  Y
Baisley  Y  Froelich  N  Larson  Y  Sandridge  Y
Beckman  Y  Galindo  N  Lewis  Y  Singer  N
Benavidez  N  Garnett  Y  Liston  Y  Sirota  N
Bird  N  Geitner  Y  Lontine  N  Snyder  N
Bockenfeld  Y  Gonzales-Gutierrez  N  McCluskie  N  Soper  Y
Buck  Y  Gray  Y  McKean  Y  Sullivan  N
Buckner  N  Hansen  N  McLachlan  N  Tipper  N
Buentello  N  Herod  Y  Melton  N  Titone  N
Caraveo  N  Hooton  N  Michaelson Jenet  N  Valdez A.  N
Carver  Y  Humphrey  Y  Mullica  N  Valdez D.  N
Catlin  Y  Jackson  N  Neville  Y  Van Winkle  Y
Coleman  N  Jaquez Lewis  N  Pelton  Y  Weissman  N
Cutter  N  Kennedy  N  Ransom  Y  Will  Y
Duran  N  Kipp  N  Rich  Y  Williams D.  Y
Esgar  N  Kraft-Tharp  N  Roberts  N  Wilson  Y
Speaker  N
```

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar: SB19-088, HB19-1196--March 22, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

```
YES  51  NO  14  EXCUSED  0  ABSENT  0
Arndt  Y  Exum  Y  Landgraf  Y  Saine  N
Baisley  N  Froelich  Y  Larson  N  Sandridge  N
Beckman  Y  Galindo  Y  Lewis  N  Singer  Y
Benavidez  Y  Garnett  Y  Liston  N  Sirota  Y
Bird  Y  Geitner  N  Lontine  Y  Snyder  Y
Bockenfeld  N  Gonzales-Gutierrez  Y  McCluskie  Y  Soper  Y
Buck  N  Gray  Y  McKean  Y  Sullivan  Y
Buckner  Y  Hansen  Y  McLachlan  Y  Tipper  Y
Buentello  Y  Herod  Y  Melton  Y  Titone  Y
```
REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

**HB19-1238** be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

**HB19-1216** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, lines 4 and 5, strike "DEDUCTIBLE PAYMENT, COPAYMENT," and substitute "COPAYMENT".

Page 3, strike lines 8 through 10.

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 14 through 27.

Page 4, strike lines 1 through 11.

Page 4, line 12, strike "(b)" and substitute "(2)".

Page 4, line 16, strike "DEDUCTIBLE PAYMENTS AND".

Page 4, strike line 18 and substitute "ONE HUNDRED DOLLARS PER THIRTY-DAY SUPPLY OF INSULIN, REGARDLESS OF THE AMOUNT OR TYPE OF INSULIN NEEDED TO FILL THE COVERED PERSON’S PRESCRIPTION."

Page 4, strike lines 22 through 27.

Page 5, strike lines 1 through 6.

Renumber succeeding subsection accordingly.
Page 5, line 15, strike "(1)(c)," and substitute "(1)(b),".

Page 6, lines 5 and 6, strike "DRUG MANUFACTURER, AS DEFINED IN SECTION 10-16-148 (1)(b)," and substitute "MANUFACTURER OF PRESCRIPTION INSULIN DRUGS THAT ARE MADE AVAILABLE IN COLORADO,"

Page 6, strike line 9 and substitute "TRADE SECRETS, AS DEFINED IN SECTION 7-74-102 (4)."

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the following:

SB19-031 be referred to the Committee of the Whole with favorable recommendation.

SB19-065 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 5, line 10, strike "(7)" and substitute "(7) (a)."

Page 5, line 14, strike "(a)" and substitute "(I)."

Page 5, line 19, strike "(b)" and substitute "(II)."

Page 5, after line 23 insert:

"(b) (I) ANY CERTIFICATE HOLDER MAY SELF-REFER TO THE QUALIFIED PEER HEALTH ASSISTANCE PROGRAM SELECTED BY THE DEPARTMENT. IF A CERTIFICATE HOLDER WHO SELF-REFERS IN ACCORDANCE WITH THIS SUBSECTION (7)(b) HAS ACCESS TO AN EMPLOYEE ASSISTANCE PROGRAM THE CERTIFICATE HOLDER SHALL COVER THE COST OF THE PROGRAM.

(II) A CERTIFICATE HOLDER WHO SELF-REFERS AND IS ACCEPTED INTO A QUALIFIED PEER HEALTH ASSISTANCE PROGRAM SHALL AFFIRM THAT, TO THE BEST OF THEIR KNOWLEDGE, INFORMATION, AND BELIEF, THEY KNOW OF NO INSTANCE IN WHICH THEY HAVE VIOLATED THIS ARTICLE 3.5 OR THE RULES OF THE BOARD, EXCEPT IN INSTANCES AFFECTED BY THE CERTIFICATE HOLDER'S PHYSICAL, PSYCHOLOGICAL, OR EMOTIONAL CONDITION.

(8) ALL DOCUMENTS, RECORDS, OR REPORTS GENERATED IN THE PROVISION OF SERVICES TO A CERTIFICATE HOLDER WHO IS ATTENDING A QUALIFIED PEER HEALTH ASSISTANCE PROGRAM ARE CONFIDENTIAL AND NOT SUBJECT TO SUBPOENA AND SHALL NOT BE USED AS EVIDENCE IN ANY PROCEEDING OTHER THAN DISCIPLINARY ACTION BY THE DEPARTMENT. THE DOCUMENTS, RECORDS, AND REPORTS ARE NOT PUBLIC RECORDS FOR PURPOSES OF SECTION 24-72-203.".

Renumber succeeding subsections accordingly.
TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1157 be postponed indefinitely.

SB19-076 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 3, after line 25 insert:

"SECTION 2. In Colorado Revised Statutes, 2-3-1203, **repeal** (8)(a)(VI) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (8) (a) The following statutory authorizations for the designated advisory committees will repeal on July 1, 2019:

(VI) The standing efficiency and accountability committee created in section 43-1-106, C.R.S.".

Renumber succeeding sections accordingly.

Page 3, line 26, after "43-1-106," insert "repeal (17)(d); and".

Page 4, lines 1 and 2, strike "duties - repeal." and substitute "duties.".

Page 4, after line 24 insert:

"(d) This subsection (17) is repealed, effective July 1, 2019. Before its repeal, this subsection (17) is scheduled for review in accordance with section 2-3-1203, C.R.S.".

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1257, 1258, 1259, 1260.

MESSAGE FROM THE SENATE

The Senate has postponed indefinitely HB19-1185.

The President has appointed Senators Donovan, Chair, Ginal, and Crowder as conferees on the first conference committee for HB19-1029.

The Senate has voted to not concur in House Amendments to SB19-106 and that a conference committee be appointed.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 22, 2019: HB19-1238, SB19-031, 076.
House in recess. House reconvened.

____________________

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-016, 017, 035, 068, and 103.

____________________

INTRODUCTION OF BILL
First Reading

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

HB19-1261 by Representative(s) Becker and Jackson, Jaquez Lewis, Bird, Cutter, Duran, Froelich, Galindo, Hooton, Kennedy, Kipp, Melton, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman; also Senator(s) Winter and Williams A., Moreno--Concerning the reduction of greenhouse gas pollution, and, in connection therewith, establishing statewide greenhouse gas pollution reduction goals.

Committee on Energy & Environment

____________________

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 22, retaining place on Calendar:

Consideration of Senate Amendment(s)--HB19-1078, 1035, 1191.

____________________

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 22, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddings,
Chief Clerk
Prayer by Pastor Patrick Demmer, Graham Memorial Community Church, Commerce City.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Prescott and Georgia Eparad, The International School of Denver.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Beckman, McLachlan, Saine, Wilson--4.
Present after roll call--Representative(s) McLachlan, Saine, Wilson.

The Speaker declared a quorum present.

On motion of Representative Jaquez Lewis, the reading of the journal of March 21, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-014 by Senator(s) Coram; also Representative(s) Carver and Tipper--Concerning requirements that secondhand dealers record transactions involving store value cards.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Carver was given permission to offer a Third Reading amendment:

<table>
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<tr>
<th>YES</th>
<th>64</th>
<th>NO</th>
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<tbody>
<tr>
<td>Arndt</td>
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<td>Froelich</td>
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<td>Larson</td>
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<td>Benavidez</td>
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<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
<td>Y</td>
<td>Sirota</td>
<td>Y</td>
</tr>
</tbody>
</table>
Third Reading amendment No. 1, by Representative Carver.

Amend revised bill, page 3, line 11, strike "MISDEMEANOR." and substitute "MISDEMEANOR IF THE VALUE OF THE STORE CREDIT, GIFT CARD, OR MERCHANDISE CARD IS THIRTY DOLLARS OR GREATER OR IF THE VALUE OF STORE CREDITS, GIFT CARDS, OR MERCHANDISE CARDS PURCHASED IN ONE TRANSACTION IS THIRTY DOLLARS OR GREATER, ANY OTHER VIOLATION OF THE PROVISIONS OF SUBSECTION (1)(b) OF THIS SECTION IS A PETTY OFFENSE."

The amendment was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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<tr>
<td>64</td>
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<td>0</td>
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</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<td>0</td>
<td>0</td>
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</table>
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Exum, Galindo, Garnett, Gray, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker

HB19-1225 by Representative(s) Herod and Soper, Roberts; also Senator(s) Lundeen and Lee--Concerning prohibiting the use of monetary bail for certain levels of offenses except in certain circumstances.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Baisley, Benavidez, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hooton, Humphrey, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman, Williams D., Speaker

HB19-1208 by Representative(s) Singer and Landgraf, Buckner, Catlin, Exum, Liston, Pelton, Soper, Wilson; also Senator(s) Fields and Gardner, Cooke, Coram, Crowder, Sonnenberg, Woodward--Concerning the designation of physical therapists as health care providers for the purpose of ensuring compliance with required head trauma guidelines in organized youth athletic activities.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken.  As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Exum, Kipp, Valdez D.

SB19-151 by Senator(s) Bridges; also Representative(s) Exum--Concerning the continuation of the emergency planning subcommittee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken.  As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1087 by Representative(s) Soper and Hansen, McKean, Snyder, Williams D.; also Senator(s) Woodward and Bridges--Concerning online notice of public meetings of a local governmental entity.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1221 by Representative(s) Coleman and Valdez A.; also Senator(s) Bridges and Pettersen--Concerning the regulation of electric scooters.
As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Coleman was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 1**, by Representative Coleman.

Amend engrossed bill, page 2, strike line 9 and substitute:

"(III) THAT IS POWERED BY AN ELECTRIC MOTOR;"

The amendment was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **passed**.
On motion of Representative Exum, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1196** by Representative(s) Gonzales-Gutierrez; also Senator(s) Moreno--Concerning student financial assistance for students who are classified as in-state students for tuition purposes.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1238** by Representative(s) Gray and Van Winkle; also Senator(s) Winter and Priola--Concerning the authority of the division of housing to regulate factory-built structures.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
SB19-031 by Senator(s) Gardner, Court; also Representative(s) Lontine and Liston--Concerning the composition of the child welfare allocations committee.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-076 by Senator(s) Scott; also Representative(s) Rich and Valdez D.--Concerning the procurement of consulting engineer services for department of transportation construction projects.

Amendment No. 1, Transportation & Local Government Report, dated March 20, 2019, and placed in member's bill file; Report also printed in House Journal, March 21, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-088 by Senator(s) Gardner; also Representative(s) Tipper and McKean--Concerning the adoption of the "Revised Uniform Unclaimed Property Act".


As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Weissman Y</td>
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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS (RESOLUTIONS)

**HB19-1078** by Representative(s) Lewis, Pelton, Baisley, Beckman, Sandridge, Larson, Buck, Rich, Van Winkle, Geitner, Ransom, Neville, Catlin, Carver, Humphrey, Saine, Soper, Williams D.; also Senator(s) Marble and Garcia--Concerning a requirement that consent of the owner of real property be obtained before the property may be listed on the national register of historic places.

(Amended as printed in Senate Journal, March 20, 2019.)

Representative Lewis moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
HB19-1035 by Representative(s) Rich and Roberts; also Senator(s) Woodward and Ginal--Concerning an increase in the flexibility to set fees for electrical inspections that are not conducted by the state.

(Amended as printed in Senate Journal, March 20, 2019.)

Representative Roberts moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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<th>YES</th>
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HB19-1191 by Representative(s) Arndt; also Senator(s) Donovan--
Concerning the ability of a farm stand to be operated on a
principal use site of any sized land area regardless of
whether the site has been zoned by a local government for
agricultural operations.

(Amended as printed in Senate Journal, March 20, 2019.)

Representative Arndt moved that the House concurred in Senate
amendments. The motion was declared passed by the following roll call
vote:

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A roll call vote was taken. As shown by the following recorded vote, a
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REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

**SB19-094** be referred favorably to the Committee on Legislative Council.

**SB19-129** be referred to the Committee of the Whole with favorable recommendation.

FINANCE

After consideration on the merits, the Committee recommends the following:

**HB19-1228** be referred favorably to the Committee on Appropriations.

**SB19-138** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 5, line 21, after "AWARDED" insert "BY ANY COUNTY, CITY AND COUNTY, MUNICIPALITY, SCHOOL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THE STATE".
**JUDICIARY**

After consideration on the merits, the Committee recommends the following:

**HB19-1219** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 22, strike "SEVEN" and substitute "FIVE".

Page 4, after line 13 insert:

"(c) WHETHER ONGOING EFFORTS HAVE BEEN MADE TO IDENTIFY KIN AND RELATIVES THAT ARE AVAILABLE TO BE A PERMANENT PLACEMENT FOR THE CHILD OR YOUTH;".

Reletter succeeding paragraphs according.

Page 6, line 20, strike "AND".

Page 6, line 21, strike "CARD." and substitute "CARD, AND PROOF OF FOSTER CARE.".

Page 9, line 19, strike "INFORMATION" and substitute "INFORMATION, INCLUDING THE CHILD'S OR YOUTH'S WISHES;".

Page 9, line 21, after "PLACEMENT," insert "AND".

**HB19-1250** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 14, strike "definitions." and substitute "definition.".

Page 3, lines 19 and 20, strike "IN THE NORMAL COURSE OF THE" and substitute "CONTACTS THE VICTIM IN THE EXERCISE OF THE".

Page 3, strike lines 24 through 26 and substitute:

"(c) IN FURTHERANCE OF SEXUAL CONTACT, INTRUSION, OR PENETRATION, THE PEACE OFFICER MAKES ANY SHOW OF REAL OR APPARENT AUTHORITY.".

Page 4, strike lines 6 through 14 and substitute:

"(3) FOR THE PURPOSES OF THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "PEACE OFFICER" MEANS ANY PERSON DESCRIBED IN ARTICLE 2.5 OF TITLE 16.".

Page 6, after line 1 insert:

"SECTION 7. In Colorado Revised Statutes, 18-1.3-1007, amend (1)(a)(III) as follows:
18-1.3-1007. Probation - intensive supervision program.
(1) (a) The judicial department shall establish an intensive supervision
probation program for sex offenders sentenced to probation pursuant to
this part 10. In addition, the court shall require a person, as a condition of
probation, to participate in the intensive supervision probation program
established pursuant to this section if the person is convicted of one of the
following offenses and sentenced to probation:

(III) Any of the offenses specified in section 16-22-102 (9)(j),
(9)(k), (9)(l), (9)(n), (9)(o), (9)(p), (9)(q), (9)(r), or (9)(s), C.R.S.; OR
(9)(cc);".

Renumber succeeding sections accordingly.

SB19-168 be referred favorably to the Committee on Legal Services.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the
following:

SB19-147 be referred to the Committee of the Whole with favorable
recommendation.

SB19-148 be referred to the Committee of the Whole with favorable
recommendation.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the
following:

HB19-1229 be amended as follows, and as so amended, be referred to
the Committee on Finance with favorable
recommendation:

Amend printed bill, page 6, strike lines 17 through 27 and substitute "ANY
WILL DOCUMENT, INCLUDING, BUT NOT LIMITED TO WILLS, AS DEFINED IN
SECTION".

Page 7, strike lines 1 through 18.

Page 7, strike lines 26 and 27.

Page 8, strike lines 1 through 7.

Page 18, line 9, strike ",(1)".

Page 767
Page 18, lines 11 and 12, strike "DESCRIBED IN SECTION 15-23-103 (13)(a) TO (13)(e)".

Page 18, strike lines 14 through 18.

HB19-1232 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 25, 2019: HB19-1219, 1232, SB19-129, 138, 147, 148.

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed: HB19-1261.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 22nd day of March, 2019, at 4:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins, 
Chief Clerk of the House

Thursday, March 21, 2019

Colorado House of Representatives 
The 72nd General Assembly 
First Regular Session 
State Capitol 
Denver, Colorado 80203

Honorable Members of the House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1047 Metropolitan District Fire Protection Sales Tax 
Approved Thursday, March 21, 2019 at 4:01 p.m.

HB19-1063 AT-risk Information Sharing Between County Departments 
Approved Thursday, March 21, 2019 at 4:28 p.m.
HB19-1084 Notice To Property Owners Whether Area Blighted
Approved Thursday, March 21, 2019 at 4:29 p.m.

HB19-1175 Property Tax Valuation Appeal Process
Approved Thursday, March 21, 2019 at 4:18 p.m.

HB19-1077 Pharmacist Dispense Drug Without Prescription In
Emergency
Approved Thursday, March 21, 2019 at 4:03 p.m.

HB19-1034 Minimum Two Person Crew On Freight Trains
Approved Thursday, March 21, 2019 at 4:26 p.m.

INTRODUCTION OF BILL(S)
First Reading

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

HB19-1262 by Representative(s) Wilson and McLachlan, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Landgraf, Liston, McCluskie, McKeen, Melton, Michaelson Jenet, Pelton, Roberts, Singer, Sirota, Snyder, Sullivan, Titone, Valdez D., Weissman, Will, Valdez A.; also Senator(s) Bridges, Todd, Story, Priola, Coram, Court, Danielson, Donovan, Fenberg, Foote, Garcia, Ginal, Gonzales, Lee, Pettersen, Williams A., Winter--Concerning state funding for full-day kindergarten educational programs.

Committee on Education
Committee on Appropriations

HB19-1263 by Representative(s) Herod and Sandridge; also Senator(s) Marble and Lee--Concerning changing the penalty for certain violations pursuant to the "Uniform Controlled Substances Act of 2013".

Committee on Judiciary

HB19-1264 by Representative(s) Roberts and Wilson, Buentello; also Senator(s) Winter and Donovan--Concerning programmatic efficiency of the conservation easement tax credit program, and, in connection therewith, increasing the transparency of the program.

Committee on Rural Affairs & Agriculture

HB19-1265 by Representative(s) Esgar and Soper; also Senator(s) Rankin and Winter--Concerning the penalty for a person who passes a snowplow that is performing its service function in echelon formation with at least one other snowplow.

Committee on Transportation & Local Government
HB19-1266 by Representative(s) Herod; also Senator(s) Fenberg--
Concerning the voting rights of persons serving a
sentence of parole.
Committee on State, Veterans, & Military Affairs

On motion of Representative Garnett, the following bill(s) calendared
for General Orders, March 25, will be Calendared for March 28, 2019:
HB19-1076.

On motion of Representative Garnett, the House adjourned until
10:00 a.m., March 25, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Emma Naclerio, Killian O'Leary, Kora Tamsi Quick, Quist Middle School, Brighton.

The roll was called with the following result:

Present--65.

The Speaker declared a quorum present.

On motion of Representative Kipp, the reading of the journal of March 22, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 25, 2019 only:

Energy and Environment
Representative Catlin to replace Representative Saine

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) (were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1196 by Representative(s) Gonzales-Gutierrez; also Senator(s) Moreno--Concerning student financial assistance for students who are classified as in-state students for tuition purposes.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
SB19-031 by Senator(s) Gardner, Court; also Representative(s)
Lontine and Liston--Concerning the composition of the
child welfare allocations committee.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Cutter Y Kennedy Y Ransom Y Will Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Buentello, Carver, Exum,
Gonzales-Gutierrez, Jaquez Lewis, Michaelson Jenet, Snyder, Titone,
Valdez D. Valdez D.

SB19-076 by Senator(s) Scott; also Representative(s) Rich and
Valdez D.--Concerning the procurement of consulting
engineer services for department of transportation
construction projects.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Speaker Y
Co-sponsor(s) added: Representative(s) Carver, Catlin, Exum, Gray, Herod, Soper, Will

SB19-088 by Senator(s) Gardner; also Representative(s) Tipper and McKean--Concerning the adoption of the "Revised Uniform Unclaimed Property Act".

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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On motion of Representative Bird, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)
SB19-091 by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

Laid over until March 28, retaining place on Calendar.

HB19-1168 by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Laid over until March 28, retaining place on Calendar.

SB19-129 by Senator(s) Story, Danielson; also Representative(s) Froelich, Bird, Kipp--Concerning the regulation of online schools.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-138 by Senator(s) Winter and Priola; also Representative(s) Bird--Concerning bonding requirements for contractors that are a party to certain public-private initiatives.

Laid over until March 26, retaining place on Calendar.

HB19-1219 by Representative(s) Gonzales-Gutierrez--Concerning modernization of the permanency hearing statutes.

Amendment No. 1, Judiciary Report, dated March 21, 2019, and placed in member's bill file; Report also printed in House Journal, March 22, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-147 by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato act, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-148 by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato advisory committee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1232 by Representative(s) Gonzales-Gutierrez and Catlin; also Senator(s) Coram and Rodriguez--Concerning the alignment of compliance with the federal "Indian Child Welfare Act".

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

ADOPtion OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:
SB19-138--March 26, 2019

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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Speaker Y
APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-106--Representatives Tipper, Chairman, Larson and Hooton

____________________

House in recess. House reconvened.

____________________

REPORT(S) OF COMMITTEE(S) OF REFERENCE

PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

SB19-001 be referred favorably to the Committee on Appropriations.

SB19-063 be referred favorably to the Committee on Appropriations.

____________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1262, 1263, 1264, 1265, 1266.

____________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1105, 1113, 1114.

____________________

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


The Senate has passed on Third Reading and returns herewith:
HB19-1007, 1173, and 1209.

The Senate has voted to not concur in House Amendments to SB19-106.
The President has appointed Senators Zenzinger, Chair, Court, and Cooke
as conferees on the First Conference Committee on SB19-106.

The Senate has passed on Third Reading and transmitted to the Revisor
of Statutes:
SB19-144 Amended in General Orders as printed in Senate Journal,
March 22, 2019.
SB19-005 Amended in General Orders as printed in Senate Journal,
March 22, 2019.
HB19-1129 Amended in General Orders as printed in Senate Journal,
March 22, 2019.
The Senate has passed on Third Reading and returns herewith:
HB19-1135.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1106 and 1166.
without comment, as amended, SB19-002, 003, and 010.

We herewith transmit:
without comment, as amended, HB19-1129.
without comment, as amended, SB19-005, and 144.

INTRODUCTION OF BILLS
First Reading

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

HB19-1267 by Representative(s) Singer and Froelich, Buckner, Esgar,
Galindo, Gonzales-Gutierrez, Hooton, Jackson, Melton,
Michaelson Jenet, Mullica, Sirota, Sullivan, Jaquez Lewis;
also Senator(s) Danielson and Rodriguez, Gonzales--
Concerning criminal offenses for failure to pay wages,
and, in connection therewith, implementing
recommendations from the Colorado human trafficking
council.
Committee on Judiciary

HB19-1268 by Representative(s) Singer and Van Winkle; also
Senator(s) Todd and Hisey--Concerning a requirement that
a referral agency make disclosures to a prospective
resident of an assisted living residence.
Committee on Public Health Care & Human Services
HB19-1269 by Representative(s) Cutter and Sullivan, Kipp, Michaelson Jenet, Mullica; also Senator(s) Ginal--Concerning measures to improve behavioral health care coverage practices.
Committee on Public Health Care & Human Services

HB19-1270 by Representative(s) Sirota and Hansen--Concerning a requirement that the board of trustees of the public employees' retirement association take certain actions in connection with climate-related financial risks to the various trust funds managed by the association.
Committee on Finance
Committee on Appropriations

HB19-1271 by Representative(s) Arndt--Concerning a clarification of the authority of the Colorado water conservation board to augment stream flows with acquired water rights that have been previously decreed for augmentation use.
Committee on Rural Affairs & Agriculture

HB19-1272 by Representative(s) Bird; also Senator(s) Winter and Priola--Concerning housing authority participation in the Colorado new energy improvement district program.
Committee on Energy & Environment

HB19-1273 by Representative(s) Esgar, Sirota; also Senator(s) Garcia and Pettersen--Concerning the creation of formal labor-management partnership agreements between state employees in the state personnel system and the executive branch of state government, and, in connection therewith, creating the "Colorado Partnership for Quality Jobs and Services Act".
Committee on State, Veterans, & Military Affairs

SB19-003 by Senator(s) Zenzinger and Coram; also Representative(s) McLachlan and Wilson, Rankin--Concerning the educator loan forgiveness program to address educator shortages, and, in connection therewith, making an appropriation.
Committee on Education
Committee on Appropriations

SB19-005 by Senator(s) Rodriguez and Ginal; also Representative(s) Jaquez Lewis--Concerning wholesale importation of prescription pharmaceutical products from Canada for resale to Colorado residents, and, in connection therewith, making an appropriation.
Committee on Health & Insurance

SB19-010 by Senator(s) Fields; also Representative(s) McLachlan and Valdez D.--Concerning professional behavioral health services for schools, and, in connection therewith, making an appropriation.
Committee on Education
Committee on Appropriations
SB19-144 by Senator(s) Zenzinger; also Representative(s) Roberts--
Concerning allowing a driver of a motorcycle to proceed
past a malfunctioning traffic control signal.

Committee on Transportation & Local Government

On motion of Representative Garnett, the House adjourned until
9:00 a.m., March 26, 2019.

Approved:

KC Becker,
Speaker

Attest:

MARILYN EDDINS,
Chief Clerk
Prayer by Father Sullivan McCormick, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Alyssa Kim, Oskar Sobczak, Mia Zueger, Indian Ridge Elementary, Centennial.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Melton, Mullica, Soper, Van Winkle--4.
Present after roll call--Representative(s) Soper, Van Winkle.

The Speaker declared a quorum present.

On motion of Representative Kipp, the reading of the journal of March 25, 2019, was declared dispensed with and approved as corrected by the Chief Clerk.

Representative Neville challenged the ruling that the journal was approved and called for a roll call vote. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the journal was declared approved.

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NOTICE OF INTENT TO RECONSIDER APPROVAL OF JOURNAL

Having voted on the prevailing side, Representative Williams served notice of intent to reconsider the approval of the House Journal of March 25, 2019.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read.

HB19-1219 by Representative(s) Gonzales-Gutierrez; also Senator(s) Crowder--Concerning modernization of the permanency hearing statutes.

On motion of Representative Williams the bill was read at length.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Beckman, Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McKeans, McLachlan, Michaelson Jenet, Singer, Sirota, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Weissman, Speaker
HB19-1232 by Representative(s) Gonzales-Gutierrez and Catlin; also Senator(s) Coram and Rodriguez--Concerning the alignment of compliance with the federal "Indian Child Welfare Act".

On motion of Representative Soper the bill was read at length.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker Y

CO-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Duran, Esgar, Exum, Froelich, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Lontine, McCluskie, McLachlan, Michaelson Jenet, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman, Will, Wilson, Speaker

SB19-129 by Senator(s) Story, Danielson; also Representative(s) Froelich, Bird, Kipp--Concerning the regulation of online schools.

On motion of Representative Humphrey the bill was read at length.

As shown by the following roll call vote, less than a majority of all members elected to the House voted in the affirmative, and Representative Soper was denied permission to offer a Third Reading amendment:

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The question being, "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **passed**.

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Co-sponsor(s) added: Representative(s) Benavidez, Buckner, Buentello, Caraveo, Hooton, Jaquez Lewis, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Singer, Sirota, Snyder, Sullivan, Titone, Valdez A., Speaker

**SB19-147** by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato act, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

On motion of Representative Sandridge the bill was read at length.

The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 27, retaining place on Calendar:

Consideration of Third Reading--SB19-148.
Consideration of Senate Amendment(s)--HB19-1106, 1166, 1129.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 26, 2019 only:

Education
Representative Kipp to replace Representative Buentello

Health and Insurance
Representative Gonzales-Gutierrez to replace Representative Mullica

State, Veterans and Military Affairs
Representative Caraveo to replace Representative Melton

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

HB19-1218 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 3, strike lines 9 through 15 and substitute "WILDLIFE CREATED IN SECTION 33-9-104 PERFORM TO IMPROVE THE NATURAL ENVIRONMENT TO A REASONABLE DEGREE FOR A STREAM REACH FOR WHICH THE BOARD HOLDS A DECREED INSTREAM FLOW WATER RIGHT.".

Page 3, line 23, strike "period," and substitute "period AND FOR NO MORE THAN THREE CONSECUTIVE YEARS, ".

Page 3, line 25, strike "The state" and substitute "AN APPLICANT MAY REAPPLY FOR AND THE STATE".

Page 4, line 15, strike "PRESERVE OR".

Page 4, line 21, strike "PRESERVE OR".

HB19-1231 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike line 7 and substitute: "(III) SELLS OR OFFERS TO SELL ANY".

Page 11, line 3, strike "TUB THAT IS PORTABLE." and substitute "TUB.".

Page 14, strike lines 1 through 5.

Reletter succeeding paragraphs accordingly.

Page 14, line 7, strike "OR".

Page 14, line 9, strike "VEHICLES." and substitute "VEHICLES; OR (c) PRODUCTS HELD IN INVENTORY ON OR BEFORE THE EFFECTIVE DATE OF THE APPLICABLE STANDARD FOR EACH CATEGORY OF PRODUCT SET FORTH IN THIS ARTICLE 7.5.".

Page 17, line 3, strike "RESIDENTIAL" and substitute "NEW RESIDENTIAL".

Page 18, line 21, strike "PORTABLE" and substitute "NEW PORTABLE".

Page 19, strike lines 3 through 7.

FINANCE
After consideration on the merits, the Committee recommends the following:

SB19-181 be referred favorably to the Committee on Appropriations.
PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1267, 1268, 1269, 1270, 1271, 1272, 1273.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1180.

MESSAGE(S) FROM THE SENATE

The Senate has voted to concur in House Amendments to SB19-014 and the bill has been repassed as amended.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-189, 194, and 174.


The Senate has passed on Third Reading and returns herewith:
HB19-1186, 1197, and 1065

The Senate has voted to concur in House Amendments to SB19-076 and 088. The bills have been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-174, 189, and 194.
without comment, as amended, HB19-1170.

INTRODUCTION OF BILLS
First Reading

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

HB19-1274 by Representative(s) Snyder--Concerning the ability of the boards of county commissioners to delegate to county administrative officials certain land use determinations affecting subdivision platting.
HB19-1275 by Representative(s) Weissman and Soper; also Senator(s) Lee--Concerning increased eligibility for the sealing of criminal justice records by individuals who are not under supervision.

Committee on Judiciary

HB19-1276 by Representative(s) Buentello and Exum, Larson; also Senator(s) Todd and Coram--Concerning providing financial support for comprehensive programs to assist ninth-grade students in completing high school, and, in connection therewith, creating the ninth grade success grant program.

Committee on Education

Committee on Appropriations

SB19-002 by Senator(s) Winter and Fenberg; also Representative(s) Roberts and Jackson--Concerning the regulation of student education loan servicers, and, in connection therewith, making an appropriation.

Committee on Education

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 27, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Avery Utterson, Jennifer Nguyen, Chaparral High School, Parker.

The roll was called with the following result:

Present--64.
Excused--Representative(s) Mullica--1.

The Speaker declared a quorum present.

Representative Kipp moved the reading of the journal of March 26, 2019, be dispensed with and approved as corrected by the Chief Clerk.

Representative Beckman moved that the Journal be read at length.

The Speaker declared the motion was out of order and denied the reading of the journal at length.

Representative Williams moved that the motion be severed.

The Speaker ruled the motion to approve the journal was not severable.

Representative Williams moved the following amendment to the journal be adopted:

Amend the House Journal, Tuesday, March 26, 2019:

Page 786, strike line 52 and substitute:

"SB19-181 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 15, line 15, strike "July 1, 2007 2019," and substitute "July 1, 2007 SEPTEMBER 1, 2019,".

Page 16, line 18, strike "July 1, 2007 2019," and substitute "July 1, 2007
SEPTEMBER 1, 2019.,

Page 31, lines 20 and 21, strike "July 1, 2019," and substitute "July 1, 2014 SEPTEMBER 1, 2019,.

Page 33, strike lines 21 through 26 and substitute:

"SECTION 17. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to conduct occurring on or after the applicable effective date of this act, including determinations of applications pending on the applicable effective date.",

The Speaker ruled the motion to amend the journal out of order.

Representative Williams moved to appeal the ruling of the Speaker of the House.

The question being "Shall the decision of the Speaker be overruled?"

A roll call vote was taken. As shown by the following recorded vote, the ruling of the Speaker of the House stands:

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Representative Kipp's motion to dispense with the reading of the journal of March 26, 2019, and that it be approved as corrected by the Chief Clerk, was declared passed.
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for March 27, 2019 only:

**Transportation and Local Government**

Representative Melton to replace Representative Exum

House in recess. House reconvened.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on HB19-1029

This Report Amends the Rerevised Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1029, concerning the Republican river water conservation district, and, in connection therewith, expanding the boundaries of the district and adjusting the meeting schedule of the district's board of directors, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

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

"37-50-138.5. Prohibition on duplication of water use fees. Notwithstanding any provision of this article 50 to the contrary, a person or entity within the district, which person or entity is obligated to provide augmentation to a river system other than the Republican river pursuant to a decreed plan of augmentation, is not required to pay water use fees to the district."

Respectfully submitted,

House Committee: Senate Committee:

Jeni Arndt Kerry Donovan
Dylan Roberts Larry Crowder
Marc Catlin JoAnn Ginal
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1003 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Strike the Appropriations Committee Report, dated February 28, 2019, and substitute:

"Amend the Energy and Environment Committee Report, dated January 17, 2019, page 1, strike lines 1 through 12.
Page 1 of the Energy and Environment Committee Report, line 13, strike "Page 2," and substitute "Amend printed bill, page 2,.
Page 2 of the Energy and Environment Committee Report, line 1, strike the comma.
Page 2 of the Energy and Environment Committee Report, strike lines 2 through 4 and substitute "is"."

HB19-1090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the House Finance Committee Report, dated March 4, 2019, page 38, after line 31 insert:

"SECTION 23. Appropriation. (1) For the 2018-19 state fiscal year, $54,766 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 44-11-501 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:
(a) $23,677 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 0.2 FTE;
(b) $31,089 for the purchase of legal services.
(2) For the 2018-19 state fiscal year, $31,089 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(b) of this section and is based on an assumption that the department of law will require an additional 0.2 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.

SECTION 24. Appropriation. (1) For the 2019-20 state fiscal year, $2,728,795 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 44-11-501 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:
(a) $2,440,779 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 15.5 FTE;
(b) $2,000 for tax administration IT system (GenTax) support;
(c) $242,494 for the purchase of legal services;
(d) $18,772 for the purchase of criminal history record checks;
and
(e) $24,750 for vehicle lease payments.

(2) For the 2019-20 state fiscal year, $242,494 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 1.3 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.

(3) For the 2019-20 state fiscal year, $18,772 is appropriated to the department of public safety for use by the biometric identification and records unit. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(d) of this section. To implement this act, the unit may use this appropriation to provide criminal history record checks for the department of revenue.

(4) For the 2019-20 state fiscal year, $24,750 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(e) of this section. To implement this act, the department of personnel may use this appropriation to provide vehicles for the department of revenue.

Renumber succeeding sections accordingly.

Page 38 of the Committee Report, after line 36, insert:

"Page 1 of the bill, line 102, strike "BUSINESSES." and substitute "BUSINESSES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

HB19-1147 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 12, after line 15, insert:

"SECTION 16. Appropriation. (1) For the 2019-20 state fiscal year, $450,000 is appropriated to the Colorado brain injury trust fund created in section 26-1-309 (1), C.R.S. This appropriation is from the general fund. The department of human services is responsible for the accounting related to this appropriation.
(2) For the 2019-20 state fiscal year, $450,000 is appropriated to the department of human services. This appropriation is from reappropriated funds in the Colorado brain injury trust fund under subsection (1) of this section. To implement this act, the department may use the appropriation for the Colorado brain injury program."

Renumber succeeding section accordingly.
Page 1, line 101, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1167 be referred to the Committee of the Whole with favorable recommendation.

HB19-1183 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 25, strike "SEVENTY-FIVE" and substitute "FIFTEEN".

Page 5, after line 5 insert:
"SECTION 4. Appropriation. For the 2019-20 state fiscal year, $15,000 is appropriated to the department of public health and environment for use by the health facilities and emergency medical services division. This appropriation is from the general fund. To implement this act, the division may use this appropriation for the state EMS coordination, planning and certification program."

Renumber succeeding section accordingly.

Page 1, line 2, strike "PLACES." and substitute "PLACES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

SB19-097 be referred to the Committee of the Whole with favorable recommendation.

SB19-181 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 32, strike lines 22 through 27 and substitute:
"SECTION 16. Appropriation. (1) For the 2019-20 state fiscal year, $851,010 is appropriated to the department of natural resources. This appropriation consists of $763,180 cash funds from the oil and gas conservation and environmental response fund created in section 34-60-122 (5)(a), C.R.S., and $87,830 cash funds from the wildlife cash fund created in section 33-1-112 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:
(a) $535,508 from the oil and gas conservation and environmental response fund for use by the oil and gas conservation commission for program costs, which amount is based on an assumption that the oil and gas conservation commission will require an additional 5.0 FTE;
(b) $83,930 from the wildlife cash fund for wildlife operations, which amount is based on an assumption that the division of parks and
wildlife will require an additional 1.0 FTE;
  (c) $6,038, which consists of $3,900 from the wildlife cash fund
and $2,138 from the oil and gas conservation and environmental response
fund, for vehicle lease payments;
  (d) $39,000 from the oil and gas conservation and environmental
response fund for leased space; and
  (e) $186,534 from the oil and gas conservation and environmental
response fund for the purchase of legal services.
(2) For the 2019-20 state fiscal year, $186,534 is appropriated to
the department of law. This appropriation is from reappropriated funds
received from the department of natural resources under subsection (1)(e)
of this section and is based on an assumption that the department of law
will require an additional 1.0 FTE. To implement this act, the department
of law may use this appropriation to provide legal services for the
department of natural resources.”.

Page 33, strike lines 1 through 20.

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the
following:

HB19-1240 be amended as follows, and as so amended, be referred to
the Committee on Finance with favorable
recommendation:
Amend printed bill, page 4, line 16, strike "FOR" and substitute
"BEGINNING OCTOBER 1, 2019, FOR".

Page 4, strike lines 18 and 19.
Renumber succeeding sub-subparagraphs accordingly.
Page 4, after line 24 insert:
"(III) THIS SUBSECTION (3)(c) DOES NOT APPLY TO ANY PERSON
WHO IS DOING BUSINESS IN THIS STATE UNDER SUBSECTION (3)(a) OF THIS
SECTION BUT OTHERWISE APPLIES TO ANY OTHER PERSON.”.

Page 9, line 1, strike "FORUM” and substitute "FORUM, INCLUDING, BUT
NOT LIMITED TO, A STORE, A BOOTH, AN INTERNET WEBSITE, A CATALOG,
OR A DEDICATED SALES SOFTWARE APPLICATION,”.

Page 9, strike lines 3 through 27.

Page 10, strike lines 1 through 14 and substitute:
"(5.9) (a) "MARKETPLACE FACILITATOR” MEANS A PERSON WHO:
(I) CONTRACTS WITH A MARKETPLACE SELLER TO FACILITATE FOR
CONSIDERATION, REGARDLESS OF WHETHER THE CONSIDERATION IS
DEDUCTED AS FEES FROM THE TRANSACTION, THE SALE OF THE
MARKETPLACE SELLER’S TANGIBLE PERSONAL PROPERTY, COMMODITIES,
OR SERVICES THROUGH A MARKETPLACE;
(II) ENGAGES DIRECTLY OR INDIRECTLY, THROUGH ONE OR MORE
AFFILIATED PERSONS, IN TRANSMITTING OR OTHERWISE COMMUNICATING
THE OFFER AND ACCEPTANCE BETWEEN THE PURCHASER AND
MARKETPLACE SELLER; AND
(III) EITHER DIRECTLY OR INDIRECTLY, THROUGH AGREEMENTS
OR ARRANGEMENTS WITH THIRD PARTIES, COLLECTS THE PAYMENT FROM
THE PURCHASER AND TRANSMITS THE PAYMENT TO THE MARKETPLACE
SELLER.
(b) A "MARKETPLACE FACILITATOR" DOES NOT INCLUDE A PERSON
THAT EXCLUSIVELY PROVIDES INTERNET ADVERTISING SERVICES OR LISTS
PRODUCTS FOR SALE, AND THAT DOES NOT OTHERWISE MEET THE
DEFINITION SET FORTH IN SUBSECTION (5.9)(a) OF THIS SECTION."

Page 11, line 17, strike "resale, AND" and substitute "resale. THE TERM".

Page 11, line 19, strike "SELLER." and substitute "SELLER DOING BUSINESS
IN THIS STATE.".

Page 17, lines 3 and 4, strike "BUSINESS' LOCATION" and substitute
"BUSINESS LOCATION OF THE RETAILER".

Page 17, after line 16 insert:
"(II) SALES OF TANGIBLE PERSONAL PROPERTY, COMMODITIES, OR
SERVICES THAT ARE SOURCED TO THE BUSINESS LOCATION OF THE
RETAILER UNDER THIS SUBSECTION (3)(c) AND THAT WOULD OTHERWISE
BE SOURCED TO AN OUT-OF-STATE LOCATION UNDER SUBSECTION (3)(a)
OF THIS SECTION ARE EXEMPT FROM TAXATION UNDER THE PROVISIONS OF
THIS PART 1.".

Renumber succeeding subparagraph accordingly.

Page 24, after line 11 insert:
"(II) SALES OF TANGIBLE PERSONAL PROPERTY, COMMODITIES, OR
SERVICES THAT ARE SOURCED TO THE BUSINESS LOCATION OF THE
RETAILER UNDER THIS SUBSECTION (2)(b) AND THAT WOULD OTHERWISE
BE SOURCED TO AN OUT-OF-STATE LOCATION UNDER SUBSECTION (2)(a)
OF THIS SECTION ARE EXEMPT FROM TAXATION UNDER THE PROVISIONS OF
THIS PART 2.".

Renumber succeeding subparagraph accordingly.

Page 29, line 4, strike "2019." and substitute "2019; except that section
39-26-102 (5.9), (6), (6.1), (6.2), (6.3) and (8), Colorado Revised
Statutes, as enacted in section 1 of this act, and section 4 of this act take
effect October 1, 2019.".

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the
following:

HB19-1233 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:
Amend printed bill, page 2, line 23, strike "and".

Page 3, line 3, strike "care." and substitute "care; and"

(g) The health care system is a comprehensive entity that requires the commissioner of insurance to evaluate the total cost of health care as part of the rate review process in order to decrease health care disparities in Colorado and to advance the welfare of the public through overall quality, efficiency, and affordability.

Page 4, line 11, strike "CARE;" and substitute "CARE DELIVERED BY PRACTICES THAT ARE PATIENT-CENTERED MEDICAL HOMES AS DEFINED BY NATIONAL OR STATE-RECOGNIZED CRITERIA OR THAT HAVE DEMONSTRATED THE ABILITY TO PROVIDE HIGH-QUALITY PRIMARY CARE.".

Page 5, strike line 23 and substitute:

"(4) BY DECEMBER 15, 2019, AND BY EACH DECEMBER 15".

Page 8, strike line 1 and substitute "ESTABLISHING AFFORDABILITY STANDARDS. THESE".

Page 8, line 13, after "10-16-107 (3.5)." add "THE CARRIER SHALL CONSIDER THE RECOMMENDATIONS OF THE PRIMARY CARE PAYMENT REFORM COLLABORATIVE CREATED IN SECTION 10-16-148.".

Page 9, line 14, after "10-16-107 (3.5)." add "THE STATE DEPARTMENT SHALL CONSIDER THE RECOMMENDATIONS OF THE PRIMARY CARE PAYMENT REFORM COLLABORATIVE CREATED IN SECTION 10-16-148.".

HB19-1242 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 20, strike line 21 and substitute:

"SECTION 19. In Colorado Revised Statutes, 12-42.5-102, amend (30), (39), and (39.5)(a)(IV); and add (6.3), (6.4), and (30.5) as follows:

12-42.5-102. Definitions. As used in this article 42.5, unless the context otherwise requires or the term is otherwise defined in another part of this article 42.5:

(6.3) "Certification" means a certification to practice as a pharmacy technician issued by the board in accordance with section 12-42.5-113.5 (2) and includes a provisional certification issued in accordance with section 12-42.5-113.5 (3).

(6.4) "Certifying organization" means a board-approved, nationally recognized organization that certifies pharmacy technicians.

(30) "Pharmacy technician" or "certificant" means an unlicensed person who performs those functions set forth in paragraph (b) of subsection (31) of this section under the supervision of a pharmacist is certified by the board to practice as a pharmacy technician.
TECHNICIAN AND INCLUDES A PERSON ISSUED A PROVISIONAL 
CERTIFICATION PURSUANT TO SECTION 12-42.5-113.5 (3).
(30.5) "PRACTICE AS A PHARMACY TECHNICIAN" MEANS 
ENGAGING IN ANY OF THE FOLLOWING ACTIVITIES INVOLVED IN THE 
PRACTICE OF PHARMACY, UNDER THE SUPERVISION AND DELEGATION OF 
A SUPERVISING PHARMACIST:
(a) RECEIVING AND INITIALLY INPUTTING NEW WRITTEN, 
FACSIMILE, OR ELECTRONIC ORDERS;
(b) PREPARING, MIXING, ASSEMBLING, PACKAGING, OR LABELING 
A DRUG OR DEVICE;
(c) PROPERLY AND SAFELY STORING DRUGS OR DEVICES;
(d) MAINTAINING PROPER RECORDS FOR DRUGS AND DEVICES;
(e) TRANSFERRING PRESCRIPTIONS; AND
(f) OTHER ACTIVITIES AS AUTHORIZED AND DEFINED BY THE 
BOARD BY RULE.
(39) "Supervision" means that a licensed pharmacist is on the 
location and readily available to consult with and assist unlicensed 
CERTIFICANTS PRACTICING AS PHARMACY TECHNICIANS AS DESCRIBED IN 
SUBSECTION (30.5) OF THIS SECTION OR UNREGULATED personnel 
performing tasks described in paragraph (b) of subsection (31) of this 
section AT THE DIRECTION OF THE LICENSED PHARMACIST. If the 
unlicensed person is a pharmacy technician located at a registered 
telepharmacy outlet, the licensed pharmacist need not be physically 
present at the telepharmacy outlet as long as the licensed pharmacist is 
connected to the telepharmacy outlet via computer link, video link, and 
audio link, or via other telecommunication equipment of equivalent 
functionality, and is readily available to consult with and assist the 
pharmacy technician in performing tasks described in paragraph (b) of 
subsection (31) SUBSECTION (30.5) of this section.
(39.5) (a) "Telepharmacy outlet" means a remote pharmacy site 
that:
(IV) Has a pharmacy technician on site who, under the remote 
supervision of a licensed pharmacist located at the central pharmacy, 
performs the tasks described in paragraph (b) of subsection (31) 
SUBSECTION (30.5) of this section.
SECTION 20. In Colorado Revised Statutes, 12-42.5-103, 
amend (3)(b) as follows:
12-42.5-103. State board of pharmacy - creation - subject to 
termination - repeal of parts. (3) (b) Parts 1 to 3 of this article 
ARTICLE 42.5 are repealed, effective September 1, 2021. Prior to BEFORE the 
repeal, the department of regulatory agencies shall review the board and 
the regulation of the practice of pharmacy pursuant to parts 1 to 3 of this 
ARTICLE 42.5, INCLUDING THE REGULATION OF THE 
PRACTICE AS A PHARMACY TECHNICIAN, ARE SCHEDULED FOR REVIEW IN 
ACCORDANCE WITH section 24-34-104. C.R.S.
SECTION 21. In Colorado Revised Statutes, 12-42.5-104, 
amend (1)(a) as follows:
12-42.5-104. Membership of board - removal - compensation 
- meetings. (1) (a) The board is composed of:
(I) Five licensed pharmacists, each having at least five years' 
experience in this state and actively engaged in the practice of pharmacy 
in this state; and
(II) Two nonpharmacists MEMBERS WHO ARE NOT PHARMACISTS 
AND who have no financial interest in the practice of pharmacy; EXCEPT 
THAT, UPON THE EXPIRATION OF THE TERM OF OFFICE OF ONE OF THE
MEMBERS APPOINTED PURSUANT TO THIS SUBSECTION (1)(a)(II) ON OR AFTER OCTOBER 1, 2019, OR UPON A VACANCY IN A POSITION APPOINTED UNDER THIS SUBSECTION (1)(a)(II) ON OR AFTER OCTOBER 1, 2019, WHICHEVER OCCURS FIRST, THE GOVERNOR SHALL APPOINT ONE PHARMACY TECHNICIAN CERTIFIED IN ACCORDANCE WITH SECTION 12-42.5-113.5 (2) WHO HAS AT LEAST FIVE YEARS OF EXPERIENCE PRACTICING AS A PHARMACY TECHNICIAN TO SERVE ON THE BOARD, AND THEREAFTER THE COMPOSITION OF THE BOARD MUST CONTINUE TO REFLECT THIS CHANGE.

SECTION 22. In Colorado Revised Statutes, 12-42.5-106, amend (1)(b), (1)(c), (1)(e), and (1)(f)(I) as follows:

12-42.5-106. Powers and duties. (1) The board shall:

(b) Prescribe forms and receive applications for licensure, CERTIFICATION, and registration and grant, renew, reactivate, and reinstate licenses and registrations;

(c) Deny, suspend, or revoke licenses, CERTIFICATIONS, or registrations;

(e) Administer examinations to, and determine the qualifications and fitness of, applicants for licensure, CERTIFICATION, or registration;

(f) Keep a record of:

(I) All licenses, CERTIFICATIONS, registrations, and license, CERTIFICATION, and registration renewals, reactivations, and reinstatements for a reasonable period;

SECTION 23. In Colorado Revised Statutes, 12-42.5-110, amend (1) introductory portion; add (1)(r), (1)(s), (1)(t), and (1)(u) as follows:

12-42.5-110. Fees. (1) The director of the division of professions and occupations shall determine, and the board shall collect, fees pursuant to section 24-34-105, C.R.S., for the following licenses, CERTIFICATIONS, and registrations:

(r) For the initial certification or provisional CERTIFICATION as a PHARMACY TECHNICIAN, as provided in SECTION 12-42.5-113.5;

(s) For the renewal of a CERTIFICATION as a PHARMACY TECHNICIAN pursuant to SECTION 12-42.5-113.5 (2), as provided in SECTION 12-42.5-114 (1);

(t) For reinstatement as a PHARMACY TECHNICIAN, as provided in SECTION 12-42.5-114 (2);

(u) For the issuance of a duplicate CERTIFICATE to a PHARMACY TECHNICIAN.

SECTION 24. In Colorado Revised Statutes, 12-42.5-112, amend (2)(a), (3), (6), and (7); and add (2)(c) as follows:

12-42.5-112. Licensure or registrations - applicability - applications - licensure requirements - rules. (2) (a) Every applicant for a license or CERTIFICATION under this article ARTICEL 42.5 must read and write the English language, or if the applicant is a partnership, each member of the partnership must read and write the English language. If the applicant is a Colorado corporation, the corporation must be in good standing, and if the applicant is a foreign corporation, it must be qualified to do business in this state.

(c) The board shall issue a CERTIFICATION to an applicant to practice as a PHARMACY TECHNICIAN who satisfies the REQUIREMENTS of this ARTICLE 42.5, this SECTION, and SECTION 12-42.5-113.5.

(3) Every applicant for a license, CERTIFICATION, or registration
under this article ARTICLE 42.5 shall make written application in the
manner and form prescribed by the board, setting forth the applicant's
name and address, the applicant's qualifications for the license,
CERTIFICATION, or registration, and other information required by the
board. The applicant shall submit with the application the required fee,
and, if the applicant is required to take an examination, the applicant
shall appear for examination at the time and place fixed by the board.

(6) No applicant shall exercise the privileges of licensure,
CERTIFICATION, or registration until the board grants the license,
CERTIFICATION, or registration.

(7) The board may require any applicant for licensure OR
CERTIFICATION to display written or oral competency in English. The
board may utilize a standardized test to determine language proficiency.

SECTION 25. In Colorado Revised Statutes, add 12-42.5-113.5
as follows:

12-42.5-113.5. Certification of pharmacy technicians -
requirements - provisional certification - criminal history record
check. (1) On or after June 15, 2020, a person shall not engage
in the practice as a pharmacy technician unless the person has
obtained a certification or provisional certification from the
board in accordance with this section.

(2) In addition to any other requirements specified in
section 12-42.5-112 or this article 42.5, to be certified as a
pharmacy technician, an applicant must:

(a) provide proof satisfactory to the board that the
applicant has obtained and maintains in good standing
CERTIFICATION as a pharmacy technician from a certifying
organization; and

(b) submit to a criminal history record check in the form
and manner as described in subsection (4) of this section or
provide proof satisfactory to the board that the applicant
submitted to a criminal history record check as a condition of
employment at a pharmacy or other outlet or as required by
the applicant's current employer.

(3) (a) If an applicant for certification as a pharmacy
technician has not satisfied the requirements of subsection
(2)(a) of this section at the time of application to the board, the
board may grant the applicant a provisional certification upon
satisfaction of all other requirements for certification
specified in this section and section 12-42.5-112.

(b) (I) Except as provided in subsection (3)(b)(II) of this
section, a provisional certification is valid for not more than
eighteen months after the date of issuance and is not
renewable. If a person who is granted a provisional
certification pursuant to this subsection (3) fails to satisfy the
requirements of subsection (2)(a) of this section within eighteen
months after the date the provisional certification is issued or
within an extended period granted by the board pursuant to
subsection (3)(b)(II) of this section, the provisional certification
expires and the person shall not practice as a pharmacy
technician until the person applies for and receives a
certification in accordance with subsection (2) of this section.

(II) The board shall adopt rules to establish a process
for a provisional certificant to apply for a hardship extension
to extend the validity of the provisional certification beyond
EIGHTEEN MONTHS. THE BOARD SHALL ESTABLISH CRITERIA FOR
QUALIFYING FOR A HARDSHIP EXTENSION BASED ON:
(A) THE NEGATIVE EFFECTS ON ACCESS TO CARE IN THE
COMMUNITY SERVED BY THE PROVISIONAL CERTIFICANT OR THE
EMPLOYER OF THE PROVISIONAL CERTIFICANT;
(B) FINANCIAL HARDSHIP; OR
(C) HEALTH CIRCUMSTANCES.
(c) A PERSON WHOSE PROVISIONAL CERTIFICATION EXPIRES IS NOT
PRECLUDED FROM APPLYING TO THE BOARD FOR CERTIFICATION AS A
PHARMACY TECHNICIAN IN ACCORDANCE WITH SUBSECTION (2) OF THIS
SECTION.
(4) (a) AN APPLICANT FOR CERTIFICATION OR PROVISIONAL
CERTIFICATION PURSUANT TO SUBSECTION (2) OR (3) OF THIS SECTION
MUST HAVE THE APPLICANT’S FINGERPRINTS TAKEN BY A LOCAL LAW
ENFORCEMENT AGENCY OR ANY THIRD PARTY APPROVED BY THE
COLORADO BUREAU OF INVESTIGATION FOR THE PURPOSE OF OBTAINING
A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK. IF AN
APPROVED THIRD PARTY TAKES THE PERSON’S FINGERPRINTS, THE
FINGERPRINTS MAY BE ELECTRONICALLY CAPTURED USING COLORADO
BUREAU OF INVESTIGATION-APPROVED LIVESCAN EQUIPMENT. THIRD-PARTY VENDORS SHALL NOT KEEP THE APPLICANT INFORMATION
FOR MORE THAN THIRTY DAYS UNLESS REQUESTED TO DO SO BY THE
APPLICANT. THE APPLICANT SHALL SUBMIT PAYMENT FOR THE
FINGERPRINTS AND FOR THE ACTUAL COSTS OF THE RECORD CHECK AT
THE TIME THE FINGERPRINTS ARE SUBMITTED TO THE COLORADO BUREAU
OF INVESTIGATION. UPON RECEIPT OF FINGERPRINTS AND RECEIPT OF THE
PAYMENT FOR COSTS, THE COLORADO BUREAU OF INVESTIGATION SHALL
CONDUCT A STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL
HISTORY RECORD CHECK UTILIZING RECORDS OF THE COLORADO BUREAU
OF INVESTIGATION AND THE FEDERAL BUREAU OF INVESTIGATION AND
SHALL FORWARD THE RESULTS OF THE CRIMINAL HISTORY RECORD CHECK
TO THE BOARD.
(b) THE BOARD SHALL USE THE INFORMATION RESULTING FROM
THE FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK TO
INVESTIGATE AND DETERMINE WHETHER AN APPLICANT IS QUALIFIED TO
HOLD A CERTIFICATION OR PROVISIONAL CERTIFICATION PURSUANT TO
THIS SECTION.
SECTION 26. In Colorado Revised Statutes, 12-42.5-114,
amend (1) and (2) as follows:
12-42.5-114. Expiration and renewal of licenses or
registrations. (1) All licenses, CERTIFICATIONS, and registrations,
EXCEPT PROVISIONAL CERTIFICATIONS ISSUED PURSUANT TO SECTION
12-42.5-113.5 (3), expire pursuant to a schedule established by the
director of the division of professions and occupations within the
department of regulatory agencies and must be renewed or reinstated
pursuant to section 24-34-102 (8). C.R.S. The director of the division of
professions and occupations may establish renewal fees and delinquency
fees for reinstatement pursuant to section 24-34-105. C.R.S. If a person
fails to renew his or her license, CERTIFICATION, or registration pursuant
to the schedule established by the director of the division of professions
and occupations, the license, CERTIFICATION, or registration expires. Any
person whose license, CERTIFICATION, or registration expires is subject
to the penalties provided in this article ARTICLE 42.5 or section 24-34-102
(8). C.R.S.
(2) A pharmacist who fails to renew his or her license OR A
2 PHARMACY TECHNICIAN WHO FAILS TO RENEW HIS OR HER CERTIFICATION
3 ISSUED PURSUANT TO SECTION 12-42.5-113.5 (2) on or before the
4 applicable renewal time may have his or her license OR CERTIFICATION,
5 AS APPLICABLE, reinstated for the remainder of the current renewal period
6 by filing a proper application, satisfying the board that the pharmacist OR
7 PHARMACY TECHNICIAN is fully qualified to practice, and paying the
8 reinstatement fee as provided in section 12-42.5-110 (1)(e) OR (1)(f), AS
9 APPLICABLE, and all delinquent fees.

10 SECTION 27. In Colorado Revised Statutes, add 12-42.5-115.5
11 as follows:
12 12-42.5-115.5. Continuing education for pharmacy
13 technicians - exceptions - inactive status. (1) EXCEPT AS PERMITTED IN
14 SUBSECTION (2) OF THIS SECTION, THE BOARD SHALL NOT RENEW,
15 REINSTATE, OR REACTIVATE THE CERTIFICATION OF A PHARMACY
16 TECHNICIAN THAT WAS ISSUED PURSUANT TO SECTION 12-42.5-113.5 (2)
17 UNTIL THE PHARMACY TECHNICIAN PRESENTS EVIDENCE THAT THE
18 PHARMACY TECHNICIAN HAS SATISFACTORILY COMPLETED THE
19 CONTINUING EDUCATION AND RENEWAL REQUIREMENTS OF, AND
20 MAINTAINS ACTIVE CERTIFICATION WITH, A CERTIFYING ORGANIZATION.
21 SUBJECT TO SUBSECTION (3) OF THIS SECTION, THE EVIDENCE MAY BE
22 PROVIDED BY AN ATTESTATION ON THE CERTIFICATION RENEWAL
23 APPLICATION.
24 (2) THE BOARD MAY RENEW THE CERTIFICATION FOR THE FIRST
25 RENEWAL PERIOD FOLLOWING THE ISSUANCE OF THE ORIGINAL
26 CERTIFICATION WITHOUT REQUIRING A PHARMACY TECHNICIAN TO
27 COMPLETE ANY CONTINUING PHARMACY TECHNICIAN EDUCATION IF THE
28 PHARMACY TECHNICIAN OBTAINS A CERTIFICATION WITHIN ONE YEAR
29 AFTER OBTAINING NATIONAL CERTIFICATION AS SPECIFIED IN SECTION
30 12-42.5-113.5 (2)(a).
31 (3) THE BOARD MAY ANNUALLY AUDIT UP TO FIVE PERCENT OF
32 THE PHARMACY TECHNICIANS CERTIFIED AND RESIDING IN COLORADO TO
33 DETERMINE COMPLIANCE WITH THIS SECTION.
34 (4) IF A PHARMACY TECHNICIAN FAILS TO COMPLETE THE
35 CONTINUING EDUCATION AND RENEWAL REQUIREMENTS OF, AND
36 MAINTAIN ACTIVE CERTIFICATION WITH, A CERTIFYING ORGANIZATION,
37 THE PHARMACY TECHNICIAN'S STATE CERTIFICATION BECOMES INACTIVE.
38 AN INACTIVE CERTIFICANT IS NOT REQUIRED TO COMPLY WITH ANY
39 CONTINUING PHARMACY TECHNICIAN EDUCATION REQUIREMENT SO LONG
40 AS THE CERTIFICANT REMAINS INACTIVE, BUT THE CERTIFICANT MUST
41 CONTINUE TO PAY APPLICABLE FEES, INCLUDING RENEWAL FEES. THE
42 BOARD SHALL NOTE "INACTIVE STATUS" ON THE FACE OF ANY
43 CERTIFICATION IT ISSUES TO A CERTIFICANT WHILE THE CERTIFICANT
44 REMAINS INACTIVE. BEFORE AN INACTIVE PHARMACY TECHNICIAN
45 RESUMES PRACTICE AS A PHARMACY TECHNICIAN AFTER BEING PLACED
46 ON AN INACTIVE LIST, THE PHARMACY TECHNICIAN MUST FILE AN
47 APPLICATION TO ACTIVATE THE CERTIFICATION, PAY THE CERTIFICATION
48 RENEWAL FEE, AND, SUBJECT TO SUBSECTION (2) OF THIS SECTION, MEET
49 THE CONTINUING EDUCATION REQUIREMENTS OF THIS SECTION. IF A
50 PHARMACY TECHNICIAN ENGAGES IN PRACTICE AS A PHARMACY
51 TECHNICIAN WHILE ON INACTIVE STATUS, THAT CONDUCT IS GROUNDS
52 FOR CERTIFICATION REVOCATION UNDER THIS ARTICLE 42.5.

53 SECTION 28. In Colorado Revised Statutes, 12-42.5-116,
54 amend (3)(b) and (5) as follows:
55 12-42.5-116. Prescription drug outlet under charge of
56 pharmacist. (3) (b) An outlet as recognized in section 12-42.5-117
(1)(d) need not be under the direct charge of a pharmacist, but a licensed pharmacist shall either initially interpret all prescription orders compounded or dispensed from the outlet or provide written protocols for compounding and dispensing by unlicensed persons. An outlet qualifying for registration under this paragraph may also apply to the board for a waiver of the requirements concerning physical space, equipment, inventory, or business hours as necessary and consistent with the outlet's limited public welfare purpose. In determining the granting or denial of a waiver application, the board shall ensure that the public interest criteria set forth in section 12-42.5-101 are satisfied. All other provisions of this article, except as specifically waived by the board, apply to the outlet.

(5) (a) Except as specified in subsection (5)(b) of this section, the pharmacist responsible for the prescription order or chart order may delegate certain specific tasks described in section 12-42.5-102 (31)(b) to the following tasks to the following individuals if, in the pharmacist's professional judgment, the delegation is appropriate:

(I) Specified tasks specified in board rules to an unregulated person who is not a pharmacist or pharmacy intern but who is an unlicensed assistant under the pharmacist's supervision;
and if, in the pharmacist's professional judgment, the delegation is appropriate, except that:

(II) Specific tasks described in section 12-42.5-102 (30.5) or in board rules adopted pursuant to section 12-42.5-102 (30.5)(f) to a pharmacy technician who is under the pharmacist's supervision.

(b) The pharmacist shall not make the delegation described in subsection (5)(a) of this section if the delegation jeopardizes the public health, safety, or welfare, is prohibited by rule of the board, or violates section 12-42.5-126 (1).

SECTION 29. In Colorado Revised Statutes, 12-42.5-119, amend (1) and (3) as follows:

12-42.5-119. Limited authority to delegate activities constituting practice of pharmacy to pharmacy interns or pharmacy technicians. (1) A pharmacist may supervise up to six persons who are either pharmacy interns or pharmacy technicians, of whom no more than two may be pharmacy interns. If three or more pharmacy technicians are on duty, the majority must be certified by a nationally recognized certification the board possess a degree from an accredited pharmacy technician training program, or have completed five hundred hours of experiential training in duties described in section 12-42.5-102 (31)(b) at the pharmacy as certified by the pharmacist manager within eighteen months of hire in accordance with section 12-42.5-113.5 (2).

(3) The supervision ratio specified in subsection (1) of this section does not include other ancillary personnel who may be in the prescription drug outlet but who are not performing duties described in section 12-42.5-102 (31)(b) that are delegated to the interns or duties described in section 12-42.5-102 (30.5) that are delegated to pharmacy technicians.

SECTION 30. In Colorado Revised Statutes, 12-42.5-123, amend (1) introductory portion, (1)(a), (1)(d), (1)(f), (1)(g), (1)(j), (1)(k), (1)(q), and (1)(r)(II) as follows:

12-42.5-123. Unprofessional conduct - grounds for discipline.
(1) The board may suspend, revoke, refuse to renew, or otherwise discipline any license or registration issued by it, after a hearing held in accordance with the provisions of this section, upon proof that the licensee, CERTIFICANT, or registrant:

(a) Is guilty of misrepresentation, fraud, or deceit in procuring, attempting to procure, or renewing a license, CERTIFICATION, or registration;

(d) Is unfit or incompetent by reason of negligence or habits, or for any other cause, to practice pharmacy OR TO PRACTICE AS A PHARMACY TECHNICIAN;

(f) Knowingly permits a person not:

(I) Licensed as a pharmacist or pharmacy intern to engage in the practice of pharmacy; OR

(II) CERTIFIED AS A PHARMACY TECHNICIAN TO ENGAGE IN THE PRACTICE AS A PHARMACY TECHNICIAN;

(g) Has had his or her a license to practice pharmacy OR A CERTIFICATION OR OTHER AUTHORIZATION TO PRACTICE AS A PHARMACY TECHNICIAN in another state revoked or suspended, or is otherwise disciplined or has committed acts in any other state that would subject him or her THE PERSON to disciplinary action in this state;

(j) Has engaged in the practice of pharmacy OR THE PRACTICE AS A PHARMACY TECHNICIAN while on inactive status;

(k) Has failed to meet generally accepted standards of pharmacy OR PHARMACY TECHNICIAN practice;

(q) Has failed to notify the board of any discipline, WITHIN THIRTY DAYS AFTER THE DISCIPLINE, against: his or her

(I) A license in another state; within thirty days after the discipline;

(II) A CERTIFICATION OR OTHER AUTHORIZATION IN ANOTHER STATE TO PRACTICE AS A PHARMACY TECHNICIAN;

(r) (II) Has failed to act within the limitations created by a physical illness; a physical condition; or a behavioral, mental health, or substance use disorder that renders the person unable to practice pharmacy OR AS A PHARMACY TECHNICIAN with reasonable skill and safety or that may endanger the health or safety of persons under his or her care; or

SECTION 31. In Colorado Revised Statutes, 12-42.5-124, amend (1)(a), (2)(a), (2)(b) introductory portion, (2)(b)(I), (2)(b)(II), (2)(b)(III), (2)(b)(IV), (3), (4), (6), (7)(a), (9)(a), (10)(a), (10)(c)(III), and (11) and as follows:

12-42.5-124. Disciplinary actions. (1) (a) The board may deny or discipline an applicant, licensee, CERTIFICANT, or registrant when the board determines that the applicant, licensee, CERTIFICANT, or registrant has engaged in activities that are grounds for discipline.

(2) (a) Proceedings for the denial, suspension, or revocation of a license, CERTIFICATION, or registration and any judicial review of a suspension or revocation must be conducted in accordance with article 4 of title 24, C.R.S., and the board or, at the board's discretion, an administrative law judge, shall conduct the hearing and opportunity for review.

(b) Upon finding that grounds for discipline pursuant to section 12-42.5-123 exist, the board may impose one or more of the following penalties on a person who holds or is seeking a new or renewal license, CERTIFICATION, or registration:

(I) Suspension of the offender's license, CERTIFICATION, or
registration for a period to be determined by the board;
(II) Revocation of the offender's license, CERTIFICATION, or registration;
(III) Restriction of the offender's license, CERTIFICATION, or registration to prohibit the offender from performing certain acts or from practicing pharmacy OR THE PRACTICE AS A PHARMACY TECHNICIAN in a particular manner for a period to be determined by the board;
(IV) Refusal to renew the offender's license, CERTIFICATION, or registration;
(3) The board may also include in any disciplinary order that allows the licensee, CERTIFICANT, or registrant to continue to practice conditions that the board deems appropriate to assure that the licensee, CERTIFICANT, or registrant is physically, mentally, morally, and otherwise qualified to practice pharmacy in accordance with the generally accepted professional standards of practice, including any or all of the following:
(a) Requiring the licensee, CERTIFICANT, or registrant to submit to examinations that the board may order to determine the licensee's OR CERTIFICANT'S physical or mental condition or professional qualifications;
(b) Requiring the licensee OR CERTIFICANT to take therapy courses of training or education that the board deems necessary to correct deficiencies found either in the hearing or by examinations required pursuant to paragraph (a) of this subsection (3) SUBSECTION (3)(a) OF THIS SECTION;
(c) Requiring the review or supervision of the licensee's OR CERTIFICANT'S practice to determine the quality of and correct deficiencies in his or her practice; and
(d) Imposing restrictions upon the nature of the licensee's OR CERTIFICANT'S practice to assure that he or she does not practice beyond the limits of his or her capabilities.
(4) Upon failure of the licensee, CERTIFICANT, or registrant to comply with any conditions imposed by the board pursuant to subsection (3) of this section, unless due to conditions beyond the licensee's, CERTIFICANT's, or registrant's control, the board may order suspension of the license, CERTIFICATION, or registration in this state until the licensee, CERTIFICANT, or registrant complies with the conditions.
(6) (a) When a complaint or an investigation discloses an instance of misconduct that, in the opinion of the board, does not warrant formal action by the board but should not be dismissed as being without merit, the board may send a letter of admonition by certified mail to the licensee, CERTIFICANT, or registrant against whom the complaint was made or who was the subject of investigation and, in the case of a complaint, may send a copy of the letter of admonition to the person making the complaint.
(b) When the board sends a letter of admonition to a licensee or registrant complained against, the board shall include in the letter a statement advising the licensee, CERTIFICANT, or registrant that the licensee, CERTIFICANT, or registrant has the right to request in writing, within twenty days after receipt of the letter, that the board initiate formal disciplinary proceedings to adjudicate the propriety of the conduct upon which the letter of admonition is based.
(c) If the licensee, CERTIFICANT, or registrant timely requests adjudication, the letter of admonition is vacated, and the board shall process the matter by means of formal disciplinary proceedings,
of conduct that does not warrant formal action by the board but the board
determines that the conduct could warrant action if continued, the board
may send a confidential letter of concern to the licensee, CERTIFICANT, or
registrant against whom the complaint was made or who was the subject
of investigation. If a complaint precipitated the investigation, the board
shall send a response to the person making the complaint.

(9) (a) If it appears to the board, based upon credible evidence as
presented in a written complaint by any person, that a licensee,
CERTIFICANT, or registrant is acting in a manner that is an imminent threat
to the health and safety of the public or a person is acting or has acted
without the required license, CERTIFICATION, or registration, the board
may issue an order to cease and desist the activity. The board shall set
forth in the order the statutes and rules alleged to have been violated, the
facts alleged to have constituted the violation, and the requirement that
all unlawful acts or unlicensed, UNCERTIFIED, or unregistered practices
immediately cease.

(10) (a) If it appears to the board, based upon credible evidence
as presented in a written complaint by any person, that a person has
violated any other portion of this article ARTICLE 42.5, then, in addition
to any specific powers granted pursuant to this article ARTICLE 42.5, the
board may issue to the person an order to show cause as to why the board
should not issue a final order directing the person to cease and desist
from the unlawful act or unlicensed, UNCERTIFIED, or unregistered
practice.

(c) (III) If the board reasonably finds that the person against
whom the order to show cause was issued is acting or has acted without
the required license, CERTIFICATION, or registration or has or is about to
engage in acts or practices constituting violations of this article ARTICLE
42.5, the board may issue a final cease-and-desist order directing the
person to cease and desist from further unlawful acts or unlicensed,
UNCERTIFIED, or unregistered practices.

(11) If it appears to the board, based upon credible evidence
presented to the board, that a person has engaged in or is about to engage
in any unlicensed, UNCERTIFIED, or unregistered act or practice, any act
or practice constituting a violation of this article ARTICLE 42.5, any rule
promulgated pursuant to this article ARTICLE 42.5, or any order issued
pursuant to this article ARTICLE 42.5, or any act or practice constituting
grounds for administrative sanction pursuant to this article ARTICLE 42.5,
the board may enter into a stipulation with the person.

SECTION 32. In Colorado Revised Statutes, 12-42.5-126,
amend (1)(d) and (2); and add (1)(n) as follows:

12-42.5-126. Unlawful acts - civil fines. (1) It is unlawful:

(d) To falsely assume the title of or falsely represent that
one is a pharmacist, PHARMACY TECHNICIAN, practitioner, or registered
outlet;

(n) TO PRACTICE AS A PHARMACY TECHNICIAN WITHOUT A
CERTIFICATION.

(2) (a) In addition to any other penalties that may be imposed
under this part 1, a person who engages in an unlawful act under this
section may be punished by a civil fine of not less than one thousand
dollars and not more than ten thousand dollars for each violation. Fines
imposed and paid under this section shall be deposited in the general
fund.

(b) THIS SUBSECTION (2) DOES NOT APPLY TO A PHARMACY
TECHNICIAN.
SECTION 33. In Colorado Revised Statutes, amend 12-42.5-127 as follows:

12-42.5-127. Unauthorized practice - penalties. (1) Any person who practices or offers or attempts to practice pharmacy without an active license issued under this article commits a class 2 misdemeanor and shall be punished as provided in section 18-1.3-501, for the first offense, and any person committing a second or subsequent offense commits a class 6 felony and shall be punished as provided in section 18-1.3-401.

(2) Any person who practices or offers or attempts to practice as a pharmacy technician without an active certification issued under this article commits a class 2 misdemeanor and shall be punished as provided in section 18-1.3-501, for the first offense, and any person committing a second or subsequent offense commits a class 6 felony and shall be punished as provided in section 18-1.3-401.

SECTION 34. In Colorado Revised Statutes, amend 12-42.5-134 as follows:

12-42.5-134. Confidential agreement to limit practice - violation - grounds for discipline. (1) If a pharmacist, intern, or pharmacy technician has a physical illness, a physical condition, or a behavioral or mental health disorder that renders the person unable to practice pharmacy or as a pharmacy technician with reasonable skill and safety to clients, the pharmacist, intern, or pharmacy technician shall notify the board of the physical illness, physical condition, or the behavioral or mental health disorder in a manner and within a period determined by the board. The board may require the pharmacist, intern, or pharmacy technician to submit to an examination or refer the pharmacist or intern to the pharmacy peer health assistance diversion program established in part 2 of this article to evaluate the extent of the physical illness, physical condition, or the behavioral or mental health disorder and its impact on the pharmacist's, intern's, or pharmacy technician's ability to practice pharmacy or as a pharmacy technician with reasonable skill and safety to clients.

(2) (a) Upon determining that a pharmacist, intern, or pharmacy technician with a physical illness, a physical condition or a behavioral or mental health disorder is able to render limited services with reasonable skill and safety to clients, the board may enter into a confidential agreement with the pharmacist, intern, or pharmacy technician in which the pharmacist, intern, or pharmacy technician agrees to limit his or her practice based on the restrictions imposed by the physical illness, physical condition, or the behavioral or mental health disorder, as determined by the board.

(b) As part of the agreement, the pharmacist, intern, or pharmacy technician is subject to periodic reevaluations or monitoring as determined appropriate by the board. The board may refer the pharmacist or intern to the pharmacy peer health assistance diversion program for reevaluation or monitoring.

(c) The parties may modify or dissolve the agreement as necessary based on the results of a reevaluation or of monitoring.

(3) By entering into an agreement with the board pursuant to this section to limit his or her practice, a pharmacist, intern, or pharmacy technician is not engaging in activities prohibited pursuant to section 12-42.5-123. The agreement does not constitute a restriction or discipline by the board. However, if the pharmacist, intern, or pharmacy technician...
TECHNICIAN fails to comply with the terms of an agreement entered into pursuant to this section, the failure constitutes a prohibited activity pursuant to section 12-42.5-123 (1)(r), and the pharmacist, or intern, OR

PHARMACY TECHNICIAN is subject to discipline in accordance with section 12-42.5-124.

(4) This section does not apply to a pharmacist, or intern, OR

PHARMACY TECHNICIAN subject to discipline for prohibited activities as described in section 12-42.5-123 (1)(e).

SECTION 35. Act subject to petition - effective date.

(1) Except as otherwise provided in subsection (2) of this section, this act".

Page 21, after line 3 insert:

"(2) (a) Sections 1 through 18 of this act take effect only if House Bill 19-1172 becomes law.

(b) Sections 19 through 34 of this act take effect only if House Bill 19-1172 does not become law.".

STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1239 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 6, line 2, strike "AND".

Page 6, line 3, strike "ORGANIZATIONS." and substitute "ORGANIZATIONS, THE SOUTHERN UTE INDIAN TRIBE, AND THE UTE MOUNTAIN UTE TRIBE.".

Page 8, line 11, strike "MEMBER;" and substitute "MEMBER WHO IS NOT A MEMBER OF THE GENERAL ASSEMBLY;".

HB19-1248 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 15, strike "FORTY-EIGHT" and substitute "SEVENTY-TWO".

Page 4, strike lines 21 through 25 and substitute:

"(b) DURING THE PERIOD THAT THE GENERAL ASSEMBLY IS IN REGULAR OR SPECIAL SESSION, WHERE THE LOBBYIST AGREES TO UNDERTAKE LOBBYING IN CONNECTION WITH NEW OR EXISTING LEGISLATION FOR EITHER A NEW OR EXISTING CLIENT, THE DISCLOSURE REQUIRED".
Page 6, strike lines 4 through 14 and substitute:

"SECTION 4. In Colorado Revised Statutes, 24-6-303, add (7) as follows:

24-6-303. Registration as professional lobbyist - filing of disclosure statements - certificate of registration - legislative declaration - repeal. (7) (a) Not later than July 1, 2019, the Secretary of State, referred to in this subsection (7) as the "Secretary", shall convene a working group to consider upgrades to the electronic filing system required by subsection (6.3) of this section. The working group shall consider ways to improve the use of the system by members of the public and by individuals covered by this part 3 as well as ways to increase overall transparency and the ease of the use of data reported into the electronic filing system. The working group must meet at least once prior to December 31, 2019, and may meet as often as the Secretary deems necessary to achieve the purposes of this subsection (7). The working group shall include representatives of organizations that advocate for government transparency and individuals required to register and make disclosure under this part 3. The Secretary may promulgate rules to govern the working group established by this subsection (7)(a).

(b) The Secretary shall report the conclusions of the working group as part of the presentation of the Department of State to its committee of reference at a hearing held pursuant to section 2-7-203 (2)(a) of the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act".

(c) This subsection (7) is repealed, effective March 1, 2020.

SECTION 5. Effective date - applicability. (1) This act takes effect upon passage; except that section 24-6-302 (6.5), Colorado Revised Statutes, as enacted in section 2 of this act, takes effect January 1, 2020.

(2) This act applies to the required disclosure of information on or after the applicable effective date of this act.

SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1124 be referred favorably to the Committee on State, Veterans, & Military Affairs.

HB19-1212 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:
Amend printed bill, page 4, line 11, after "COORDINATING" insert "CONTRACTS FOR".

Page 4, strike line 13 and substitute:

"(V) EVALUATING APPLICATIONS FOR ARCHITECTURAL REVIEW AND RECOMMENDING OR MAKING FINAL DECISIONS REGARDING THOSE APPLICATIONS;".

Page 4, line 25, strike "THE" and substitute "AFTER CONSULTING WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-61-1013, THE".

Page 5, line 14, strike "MANAGER," and substitute "MANAGER OR THE EXECUTIVE BOARD;".

Page 7, line 19, strike "MANAGER," and substitute "MANAGER OR THE EXECUTIVE BOARD;".

Page 7, line 24, strike "12-61-1012," and substitute "12-61-1014;".

Page 11, strike lines 6 and 7 and substitute:

"(I) (A) HOLD ONE OR MORE CREDENTIALS IDENTIFIED IN RULES ADOPTED BY THE DIRECTOR IN CONSULTATION WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-61-1013; OR".

Page 13, line 15, strike "GENERAL" and substitute "COLORADO LAW".

Page 16, strike lines 6 through 10 and substitute "UNLESS THE AMOUNT OF THE FEE OR CHARGE IS EXPLICITLY DISCLOSED IN THE MANAGER'S CONTRACT WITH THE HOA OR IN AN ADDENDUM TO THE CONTRACT.".

Page 19, after line 15 insert:

"12-61-1012. Investigation - revocation - actions against licensee - rules. (1) THE DIRECTOR, UPON THE DIRECTOR'S OWN MOTION, MAY, AND, UPON THE COMPLAINT IN WRITING OF ANY PERSON, SHALL, INVESTIGATE THE ACTIVITIES OF ANY LICENSEE OR ANY PERSON WHO ASSUMES TO ACT IN THE CAPACITY OF A LICENSEE WITHIN THE STATE UPON THE DIRECTOR'S DETERMINATION THAT THE COMPLAINT IS VALID. THE DIRECTOR, AFTER HOLDING A HEARING IN ACCORDANCE WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, MAY IMPOSE AN ADMINISTRATIVE FINE NOT TO EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS FOR EACH SEPARATE OFFENSE, CENSURE A LICENSEE, PLACE THE LICENSEE ON PROBATION AND SET THE TERMS OF PROBATION, OR TEMPORARILY SUSPEND OR PERMANENTLY REVOKE A LICENSE WHEN THE LICENSEE HAS PERFORMED, IS PERFORMING, OR IS ATTEMPTING TO PERFORM ANY OF THE FOLLOWING ACTS AND IS GUILTY OF:

(a) KNOWINGLY MAKING ANY MISREPRESENTATION OR KNOWINGLY MAKING USE OF ANY FALSE OR MISLEADING ADVERTISING;
(b) MAKING ANY PROMISE OF A CHARACTER THAT INFLUENCES, PERSUADES, OR INDUCES ANOTHER PERSON WHEN HE OR SHE COULD NOT OR DID NOT INTEND TO KEEP SUCH PROMISE;
(c) KNOWINGLY MISREPRESENTING OR MAKING FALSE PROMISES
THROUGH AGENTS, ADVERTISING, OR OTHERWISE;

(d) VIOLATING, DIRECTLY OR INDIRECTLY, ANY APPLICABLE
PROVISION OF COLORADO OR FEDERAL FAIR HOUSING LAWS;

(e) KNOWINGLY VIOLATING OR KNOWINGLY DIRECTING OTHERS
TO VIOLATE CCIOA;

(f) FAILING TO ACCOUNT FOR OR TO REMIT, WITHIN A REASONABLE
time, any money coming into the licensee's possession that
belongs to others, whether acting as a community association
manager, apprentice, or otherwise, and failing to keep records
relative to the money, which records must contain any
information required by rules of the director and are subject
to audit by the director;

(g) CONVERTING FUNDS OF OTHERS, DIVERTING FUNDS OF OTHERS
WITHOUT PROPER AUTHORIZATION, COMINGLING FUNDS OF OTHERS
WITH THE MANAGER'S OWN FUNDS, OR FAILING TO KEEP SUCH FUNDS OF
OTHERS IN A SEGREGATED ACCOUNT WITH SOME BANK OR RECOGNIZED
DEPOSITORY IN THIS STATE, WHICH ACCOUNT MAY BE ANY TYPE OF
CHECKING, DEMAND, PASSBOOK, OR STATEMENT ACCOUNT INSURED BY
AN AGENCY OF THE UNITED STATES GOVERNMENT, AND TO SO KEEP
RECORDS RELATIVE TO THE DEPOSIT THAT CONTAIN ANY INFORMATION
REQUIRED BY RULES OF THE DIRECTOR AND ARE SUBJECT TO AUDIT BY
THE DIRECTOR;

(h) DISREGARDING OR VIOLATING, OR AIDING OR ABETTING ANY
VIOLATION OF, THIS PART 10 OR ANY APPLICABLE RULE OR ORDER OF THE
DIRECTOR;

(i) PERFORMING ANY ACT THAT LEADS TO A CONVICTION OF,
ENTRY OF A PLEA OF GUILTY TO, OR ENTRY OF A PLEA OF NOLO
CONTENDERE TO ANY CRIME IN ARTICLE 3 OF TITLE 18; PARTS 1 TO 4 OF
ARTICLE 4 OF TITLE 18; PARTS 1 TO 5 AND 7 TO 9 OF ARTICLE 5 OF TITLE
18; ARTICLE 5.5 OF TITLE 18; PARTS 3, 4, AND 6 TO 8 OF ARTICLE 6 OF
TITLE 18; PARTS 1 AND 3 TO 8 OF ARTICLE 7 OF TITLE 18; PART 3 OF
ARTICLE 8 OF TITLE 18; ARTICLE 15 OF TITLE 18; ARTICLE 17 OF TITLE 18;
18-18-422, OR 18-18-423; OR ANY OTHER LIKE CRIME UNDER COLORADO
LAW, FEDERAL LAW, OR THE LAWS OF OTHER STATES. A CERTIFIED COPY
OF THE JUDGMENT OF A COURT OF COMPETENT JURISDICTION OF SUCH
CONVICTION OR OTHER OFFICIAL RECORD INDICATING THAT SUCH PLEA
WAS ENTERED IS CONCLUSIVE EVIDENCE OF SUCH CONVICTION OR PLEA IN
ANY HEARING UNDER THIS PART 10.

(j) FAILING TO IMMEDIATELY NOTIFY THE DIRECTOR IN WRITING
OF A CONVICTION, PLEA, OR VIOLATION COVERED BY SUBSECTION (1)(i)
OF THIS SECTION;

(k) HAVING DEMONSTRATED UNWORTHINESS OR INCOMPETENCY
TO ACT AS A COMMUNITY ASSOCIATION MANAGER BY CONDUCTING
BUSINESS IN SUCH A MANNER AS TO SIGNIFICANTLY ENDANGER THE
INTEREST OF A COMMON INTEREST COMMUNITY OR OF THE PUBLIC;

(l) IN THE CASE OF A MANAGER WHO EMPLOYS OTHERS OR IS
DESIGNATED TO ACT ON BEHALF OF A LICENSED ENTITY, FAILING TO
EXERCISE REASONABLE SUPERVISION OVER THE ACTIVITIES OF EMPLOYEES
OR APPRENTICES;

(m) FAILING TO MAKE A FULL AND TRUE DISCLOSURE OF FEES,
CHARGES, AND REMUNERATION AS REQUIRED BY SECTION 12-61-1006;

(n) PROCURING, OR ATTEMPTING TO PROCURE, A LICENSE OR
RENEWING, REINSTATING, OR REACTIVATING, OR ATTEMPTING TO RENEW,
REINSTATE, OR REACTIVATE, A LICENSE BY FRAUD, MISREPRESENTATION,
OR DECEIT OR BY MAKING A MATERIAL MISSTATEMENT OF FACT IN AN APPLICATION FOR A LICENSE;

(o) CLAIMING, ARRANGING FOR, OR TAKING ANY SECRET OR UNDISCLOSED AMOUNT OF COMPENSATION, COMMISSION, OR PROFIT OR FAILING TO REVEAL TO THE LICENSEE'S PRINCIPAL OR EMPLOYER THE FULL AMOUNT OF THE LICENSEE'S COMPENSATION, COMMISSION, OR PROFIT IN CONNECTION WITH ANY ACTS FOR WHICH A LICENSE IS REQUIRED UNDER THIS PART 10;

(p) HAVING HAD A LICENSE OR A SUBDIVISION DEVELOPER'S REGISTRATION SUSPENDED OR REVOVED IN ANY JURISDICTION, OR HAVING HAD ANY DISCIPLINARY ACTION TAKEN AGAINST THE MANAGER OR SUBDIVISION DEVELOPER IN ANY OTHER JURISDICTION IF THE LICENSEE'S OR SUBDIVISION DEVELOPER'S ACTION WOULD CONSTITUTE A VIOLATION OF THIS SUBSECTION (1). A CERTIFIED COPY OF THE ORDER OF DISCIPLINARY ACTION IS PRIMA FACIE EVIDENCE OF SUCH DISCIPLINARY ACTION.

(q) WITHIN THE LAST FIVE YEARS, HAVING A LICENSE, REGISTRATION, OR CERTIFICATION ISSUED BY COLORADO OR ANOTHER STATE REVOKED OR SUSPENDED FOR FRAUD, DECEIT, MATERIAL MISREPRESENTATION, THEFT, OR BREACh OF A FIDUCIARY DUTY, AND SUCH DISCIPLINE DENIED THE PERSON AUTHORIZATION TO PRACTICE AS:

(I) A MORTGAGE BROKER OR MORTGAGE LOAN ORIGINATOR;

(II) A REAL ESTATE BROKER OR SALESPERSON;

(III) A REAL ESTATE APPRAISER, AS DEFINED BY SECTION 12-61-702 (11);

(IV) AN INSURANCE PRODUCER, AS DEFINED BY SECTION 10-2-103 (6);

(V) AN ATTORNEY;

(VI) A SECURITIES BROKER-DEALER, AS DEFINED BY SECTION 11-51-201 (2);

(VII) A SECURITIES SALES REPRESENTATIVE, AS DEFINED BY SECTION 11-51-201 (14);

(VIII) AN INVESTMENT ADVISOR, AS DEFINED BY SECTION 11-51-201 (9.5); OR

(IX) AN INVESTMENT ADVISOR REPRESENTATIVE, AS DEFINED BY SECTION 11-51-201 (9.6);

(r) ACTING OUTSIDE THE SCOPE OF AUTHORITY GRANTED BY THE ISSUANCE OF A LICENSE; OR

(s) ANY OTHER CONDUCT, WHETHER OF THE SAME OR A DIFFERENT CHARACTER THAN SPECIFIED IN THIS SUBSECTION (1), THAT CONSTITUTES DISHONEST DEALING.

(2) IF A FIRM, PARTNERSHIP, LIMITED LIABILITY COMPANY, ASSOCIATION, OR CORPORATION OPERATING UNDER THE LICENSE OF A MANAGER DESIGNATED AND LICENSED AS A REPRESENTATIVE OF THE ENTITY COMMITS ANY ACT OR PRACTICE LISTED IN SUBSECTION (1) OF THIS SECTION, THE DIRECTOR MAY SUSPEND OR REVOKE THE RIGHT OF THE ENTITY TO CONDUCT ITS BUSINESS UNDER THE LICENSE OF THE MANAGER, WHETHER OR NOT THE DESIGNATED MANAGER HAD PERSONAL KNOWLEDGE OF THE ACT OR PRACTICE AND WHETHER OR NOT THE DIRECTOR SUSPENDS OR REVOIVES THE INDIVIDUAL LICENSE OF ANY OTHER PERSON.

(3) AFTER CONSULTING WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-61-1015, THE DIRECTOR SHALL ADOPT RULES SPECIFYING THE FORMAT OF COMPLAINTS, THE FORM AND CONTENT OF NOTICES GIVEN TO MANAGERS CONCERNING COMPLAINTS, THE FORM AND
TIMING OF RESPONSES, AND OTHER DETAILS OF THE COMPLAINT AND
investigation process. The director shall also provide
information and support to consumers regarding the filing of
complaints, including examples of appropriate complaints to be
filed against managers through the division; general
categories of violations to be selected for complaints when
filed; and how the division may follow up with complainants on
the outcome of any complaint filed.

(4) This part 10 does not relieve any person from civil
liability or criminal prosecution under the laws of this state.

(5) Complaints of record in the office of the director and
division investigations, including investigative files, are closed
to public inspection. Stipulations and final agency orders are
public records subject to sections 24-72-203 and 24-72-204.

(6) When a complaint or an investigation discloses an
instance of misconduct that, in the opinion of the director, does
not warrant formal action by the director but should not be
dismissed as being without merit, the director may send a letter
of admonition to the licensee against whom the complaint was
made and a copy of the letter to the person making the
complaint, but the letter must advise the licensee that the
licensee has the right to request in writing, within twenty days
after receipt, that formal disciplinary proceedings be initiated
to adjudicate the propriety of the conduct upon which the
letter of admonition is based. If the request is timely made, the
letter of admonition is vacated, and the matter shall be
processed by means of formal disciplinary proceedings.

(7) All administrative fines collected pursuant to this
section shall be transmitted to the state treasurer, who shall
credit them to the division of real estate cash fund created in
section 12-61-111.5 (2)(b).

(8) When the division becomes aware of facts or
circumstances that fall within the jurisdiction of a criminal
justice or other law enforcement authority upon investigation
of the activities of a licensee, the division shall, in addition to
the exercise of its authority under this part 10, refer and
transmit such information, which may include originals or
copies of documents and materials, to one or more criminal
justice or other law enforcement authorities for investigation
and prosecution as authorized by law.

12-61-1013. Authority of director - cease-and-desist orders -
rules. (1) (a) If it appears to the director, based upon credible
evidence as presented in a written complaint by any person, that
a manager or apprentice is violating this part 10 or rules
adopted pursuant to this part 10 or that a person is acting or
has acted without the required license, the director may issue
an order to cease and desist the activity. The order must set
forth the statutes and rules the manager, apprentice, or person
allegedly violated, the facts that allegedly constituted the
violation, and the requirement that all unlawful acts or
unlicensed practices immediately cease.

(b) Within ten days after service of the order to cease
and desist pursuant to subsection (1)(a) of this section, the
respondent may request a hearing on the question of whether
acts or practices in violation of this part 10 have occurred. The
HEARING MUST BE CONDUCTED PURSUANT TO SECTIONS 24-4-104 AND
24-4-105.

(2) (a) If it appears to the director, based upon credible
evidence as presented in a written complaint by any person, that
a manager or apprentice is violating this part 10 or rules
adopted pursuant to this part 10 or that a person is acting or
has acted without the required license, then, in addition to any
specific powers granted pursuant to this part 10, the director
may issue to the person an order to show cause as to why the
director should not issue a final order directing the person to
cease and desist from the unlawful act or unlicensed practice.

(b) If the director has issued an order to show cause
pursuant to subsection (2)(a) of this section to any person, the
director shall promptly give the person notice of the issuance
of the order together with a copy of the order, the factual and
legal basis for the order, and the date set by the director for
a hearing on the order. The notice may be served by personal
service, by first-class United States mail, postage prepaid, or as
may be practicable upon any person against whom the order is
issued. Personal service or mailing of an order or document
pursuant to this subsection (2) constitutes notice to the person
of the order or document.

(c) (I) The hearing on an order to show cause must be
commenced no sooner than ten and no later than forty-five
calendar days after the date of transmission or service of the
notice by the director as provided in subsection (2)(b) of this
section. The hearing may be continued by agreement of all
parties based upon the complexity of the matter, number of
parties to the matter, and legal issues presented in the matter,
but in no event may the hearing commence later than sixty
calendar days after the date of transmission or service of the
notice.

(II) If a person against whom an order to show cause has
been issued pursuant to subsection (2)(a) of this section does not
appear at the hearing, the director may present evidence that
notice was properly sent or served upon the person pursuant to
subsection (2)(b) of this section and any other evidence related
to the matter as the director deems appropriate. The director
shall issue the order within ten days after the director's
determination related to reasonable attempts to notify the
respondent, and the order becomes final as to the respondent by
operation of law. The hearing shall be conducted pursuant to
sections 24-4-104 and 24-4-105.

(III) If the director reasonably finds that the person
against whom the order to show cause was issued is acting or
has acted without the required license, or has or is about to
engage in acts or practices constituting violations of this part
10 or rules adopted pursuant to this part 10, a final
cease-and-desist order may be issued, directing the person to
cease and desist from further unlawful acts or unlicensed
practices.

(IV) The director shall provide notice, in the manner set
forth in subsection (2)(b) of this section, of the final
cease-and-desist order within ten calendar days after the
hearing conducted pursuant to this subsection (2)(c) to each
PERSON AGAINST WHOM THE FINAL ORDER HAS BEEN ISSUED. THE FINAL ORDER ISSUED PURSUANT TO SUBSECTION (2)(c)(III) OF THIS SECTION IS EFFECTIVE WHEN ISSUED AND CONSTITUTES A FINAL ORDER FOR PURPOSES OF JUDICIAL REVIEW.

(3) IF IT APPEARS TO THE DIRECTOR, BASED UPON CREDIBLE EVIDENCE PRESENTED TO THE DIRECTOR, THAT A PERSON HAS ENGAGED IN OR IS ABOUT TO ENGAGE IN ANY UNLICENSED ACT OR PRACTICE, ANY ACT OR PRACTICE CONSTITUTING A VIOLATION OF THIS PART 10, ANY RULE PROMULGATED PURSUANT TO THIS PART 10, ANY ORDER ISSUED PURSUANT TO THIS PART 10, OR ANY ACT OR PRACTICE CONSTITUTING GROUNDS FOR ADMINISTRATIVE SANCTION PURSUANT TO THIS PART 10, THE DIRECTOR MAY ENTER INTO A STIPULATION WITH THE PERSON.

(4) IF A PERSON FAILS TO COMPLY WITH A FINAL CEASE-AND-DESIST ORDER OR A STIPULATION, THE DIRECTOR MAY REQUEST THE ATTORNEY GENERAL OR THE DISTRICT ATTORNEY FOR THE JUDICIAL DISTRICT IN WHICH THE ALLEGED VIOLATION EXISTS TO BRING, AND IF SO REQUESTED THE ATTORNEY SHALL BRING, SUIT FOR A TEMPORARY RESTRAINING ORDER AND FOR INJUNCTIVE RELIEF TO PREVENT ANY FURTHER OR CONTINUED VIOLATION OF THE FINAL ORDER.

(5) A PERSON AGGRIEVED BY THE FINAL CEASE-AND-DESIST ORDER MAY SEEK JUDICIAL REVIEW OF THE DIRECTOR'S DETERMINATION OR OF THE DIRECTOR'S FINAL ORDER AS PROVIDED IN SECTION 12-61-1014."

Renumber succeeding C.R.S. sections accordingly.

Page 25, strike lines 18 through 23 and substitute:

"(7) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REGULATORY AGENCIES SHALL, IN CONSULTATION WITH THE ADVISORY COMMITTEE, ADOPT RULES CONCERNING THE APPOINTMENT AND REMOVAL OF COMMITTEE MEMBERS AND OPERATION OF THE ADVISORY COMMITTEE AND, IN ACCORDANCE WITH THOSE RULES, MAY REMOVE AN APPOINTED COMMITTEE MEMBER.

12-61-1016. Repeal of part. THIS PART 10 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2025. BEFORE THE REPEAL, THE FUNCTIONS OF".

Page 26, line 1, strike "(25)(a)(XX)" and substitute "(26)(a)(VIII)".

Page 26, line 9, strike "(25)" and substitute "(26)".

Page 26, line 10, strike "2024:" and substitute "2025:".

Page 26, line 11, strike "(XX)" and substitute "(VIII)".

Page 28, line 4, after "COORDINATING" insert "CONTRACTS FOR".

Page 28, strike line 6 and substitute:

"(V) EVALUATING APPLICATIONS FOR ARCHITECTURAL REVIEW AND RECOMMENDING OR MAKING FINAL DECISIONS REGARDING THOSE APPLICATIONS;".

Page 28, line 18, strike "THE" and substitute "AFTER CONSULTING WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-10-1013, THE".
Page 29, line 7, strike "MANAGER," and substitute "MANAGER OR THE EXECUTIVE BOARD,"

Page 31, line 7, strike "THE DIRECTOR MAY" and substitute "AFTER CONSULTING WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-10-1013, THE DIRECTOR SHALL".

Page 31, line 12, strike "12-10-1012," and substitute "12-10-1014,"

Page 34, strike lines 21 and 22 and substitute:

"(I) (A) HOLD ONE OR MORE CREDENTIALS IDENTIFIED IN RULES ADOPTED BY THE DIRECTOR IN CONSULTATION WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-10-1013; OR"

Page 37, line 3, strike "GENERAL" and substitute "COLORADO LAW"

Page 39, strike lines 21 through 25 and substitute "UNLESS THE AMOUNT OF THE FEE OR CHARGE IS EXPLICITLY DISCLOSED IN THE MANAGER'S CONTRACT WITH THE HOA OR IN AN ADDENDUM TO THE CONTRACT."

Page 43, after line 3 insert:

"12-10-1012. Investigation - revocation - actions against licensee - rules. (1) THE DIRECTOR, UPON THE DIRECTOR'S OWN MOTION, MAY, AND UPON THE COMPLAINT IN WRITING OF ANY PERSON, SHALL, INVESTIGATE THE ACTIVITIES OF ANY LICENSEE OR ANY PERSON WHO ASSUMES TO ACT IN THE CAPACITY OF A LICENSEE WITHIN THE STATE UPON THE DIRECTOR'S DETERMINATION THAT THE COMPLAINT IS VALID. THE DIRECTOR, AFTER HOLDING A HEARING IN ACCORDANCE WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, MAY IMPOSE AN ADMINISTRATIVE FINE NOT TO EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS FOR EACH SEPARATE OFFENSE, CENSURE A LICENSEE, PLACE THE LICENSEE ON PROBATION AND SET THE TERMS OF PROBATION, OR TEMPORARILY SUSPEND OR PERMANENTLY REVOKE A LICENSE WHEN THE LICENSEE HAS PERFORMED, IS PERFORMING, OR IS ATTEMPTING TO PERFORM ANY OF THE FOLLOWING ACTS AND IS GUILTY OF:

(a) KNOWINGLY MAKING ANY MISREPRESENTATION OR KNOWINGLY MAKING USE OF ANY FALSE OR MISLEADING ADVERTISING;
(b) MAKING ANY PROMISE OF A CHARACTER THAT INFLUENCES, PERSUADES, OR INDUCES ANOTHER PERSON WHEN HE OR SHE COULD NOT OR DID NOT INTEND TO KEEP SUCH PROMISE;
(c) KNOWINGLY MISREPRESENTING OR MAKING FALSE PROMISES THROUGH AGENTS, ADVERTISING, OR OTHERWISE;
(d) VIOLATING, DIRECTLY OR INDIRECTLY, ANY APPLICABLE PROVISION OF COLORADO OR FEDERAL FAIR HOUSING LAWS;
(e) KNOWINGLY VIOLATING OR KNOWINGLY DIRECTING OTHERS TO VIOLATE CCIOA;
(f) FAILING TO ACCOUNT FOR OR TO REMIT, WITHIN A REASONABLE TIME, ANY MONEY COMING INTO THE LICENSEE'S POSSESSION THAT BELONGS TO OTHERS, WHETHER ACTING AS A COMMUNITY ASSOCIATION MANAGER, APPRENTICE, OR OTHERWISE, AND FAILING TO KEEP RECORDS RELATIVE TO THE MONEY, WHICH RECORDS MUST CONTAIN ANY INFORMATION REQUIRED BY RULES OF THE DIRECTOR AND ARE SUBJECT TO AUDIT BY THE DIRECTOR;"
(g) CONVERTING FUNDS OF OTHERS, DIVERTING FUNDS OF OTHERS WITHOUT PROPER AUTHORIZATION, COMMINGLING FUNDS OF OTHERS WITH THE MANAGER’S OWN FUNDS, OR FAILING TO KEEP SUCH FUNDS OF OTHERS IN A SEGREGATED ACCOUNT WITH SOME BANK OR RECOGNIZED DEPOSITORY IN THIS STATE, WHICH ACCOUNT MAY BE ANY TYPE OF CHECKING, DEMAND, PASSBOOK, OR STATEMENT ACCOUNT INSURED BY AN AGENCY OF THE UNITED STATES GOVERNMENT, AND TO SO KEEP RECORDS RELATIVE TO THE DEPOSIT THAT CONTAIN ANY INFORMATION REQUIRED BY RULES OF THE DIRECTOR AND ARE SUBJECT TO AUDIT BY THE DIRECTOR;

(h) DISREGARDING OR VIOLATING, OR AIDING OR ABETTING ANY VIOLATION OF, THIS PART 10 OR ANY APPLICABLE RULE OR ORDER OF THE DIRECTOR;

(i) PERFORMING ANY ACT THAT LEADS TO A CONVICTION OF, ENTRY OF A PLEA OF GUILTY TO, OR ENTRY OF A PLEA OF NOLO CONTENDERE TO ANY CRIME IN ARTICLE 3 OF TITLE 18; PARTS 1 TO 4 OF ARTICLE 4 OF TITLE 18; PARTS 1 TO 5 AND 7 TO 9 OF ARTICLE 5 OF TITLE 18; ARTICLE 5.5 OF TITLE 18; PARTS 3, 4, AND 6 TO 8 OF ARTICLE 6 OF TITLE 18; PARTS 1 AND 3 TO 8 OF ARTICLE 7 OF TITLE 18; PART 3 OF ARTICLE 8 OF TITLE 18; ARTICLE 15 OF TITLE 18; ARTICLE 17 OF TITLE 18; SECTIONS 18-18-405, 18-18-411, 18-18-412.5, 18-18-412.7, 18-18-415, 18-18-422, OR 18-18-423; OR ANY OTHER LIKE CRIME UNDER COLORADO LAW, FEDERAL LAW, OR THE LAWS OF OTHER STATES. A CERTIFIED COPY OF THE JUDGMENT OF A COURT OF COMPETENT JURISDICTION OF SUCH CONVICTION OR OTHER OFFICIAL RECORD INDICATING THAT SUCH PLEA WAS ENTERED IS CONCLUSIVE EVIDENCE OF SUCH CONVICTION OR PLEA IN ANY HEARING UNDER THIS PART 10.

(j) FAILING TO IMMEDIATELY NOTIFY THE DIRECTOR IN WRITING OF A CONVICTION, PLEA, OR VIOLATION COVERED BY SUBSECTION (1)(i) OF THIS SECTION;

(k) HAVING DEMONSTRATED UNWORTHINESS OR INCOMPETENCY TO ACT AS A COMMUNITY ASSOCIATION MANAGER BY CONDUCTING BUSINESS IN SUCH A MANNER AS TO SIGNIFICANTLY ENDANGER THE INTEREST OF A COMMON INTEREST COMMUNITY OR OF THE PUBLIC;

(l) IN THE CASE OF A MANAGER WHO EMPLOYS OTHERS OR IS DESIGNATED TO ACT ON BEHALF OF A LICENSED ENTITY, FAILING TO EXERCISE REASONABLE SUPERVISION OVER THE ACTIVITIES OF EMPLOYEES OR APPRENTICES;

(m) FAILING TO MAKE A FULL AND TRUE DISCLOSURE OF FEES, CHARGES, AND REMUNERATION AS REQUIRED BY SECTION 12-10-1006;

(n) PROCURING, OR ATTEMPTING TO PRODUCE, A LICENSE OR RENEWING, REINSTATING, OR REACTIVATING, OR ATTEMPTING TO RENEW, REINSTATE, OR REACTIVATE, A LICENSE BY FRAUD, MISREPRESENTATION, OR DECEIT OR BY MAKING A MATERIAL MISSTATEMENT OF FACT IN AN APPLICATION FOR A LICENSE;

(o) CLAIMING, ARRANGING FOR, OR TAKING ANY SECRET OR UNDISCLOSED AMOUNT OF COMPENSATION, COMMISSION, OR PROFIT OR FAILING TO REVEAL TO THE LICENSEE’S PRINCIPAL OR EMPLOYER THE FULL AMOUNT OF THE LICENSEE’S COMPENSATION, COMMISSION, OR PROFIT IN CONNECTION WITH ANY ACTS FOR WHICH A LICENSE IS REQUIRED UNDER THIS PART 10;

(p) HAVING HAD A LICENSE OR A SUBDIVISION DEVELOPER’S REGISTRATION SUSPENDED OR REVOKED IN ANY JURISDICTION, OR HAVING HAD ANY DISCIPLINARY ACTION TAKEN AGAINST THE MANAGER OR SUBDIVISION DEVELOPER IN ANY OTHER JURISDICTION IF THE LICENSEE’S
OR SUBDIVISION DEVELOPER’S ACTION WOULD CONSTITUTE A VIOLATION
OF THIS SUBSECTION (1). A CERTIFIED COPY OF THE ORDER OF
DISCIPLINARY ACTION IS PRIMA FACIE EVIDENCE OF SUCH DISCIPLINARY
ACTION.

(q) WITHIN THE LAST FIVE YEARS, HAVING A LICENSE,
REGISTRATION, OR CERTIFICATION ISSUED BY COLORADO OR ANOTHER
STATE REVOKED OR SUSPENDED FOR FRAUD, DECEIT, MATERIAL
MISREPRESENTATION, THEFT, OR BREACH OF A FIDUCIARY DUTY, AND
SUCH DISCIPLINE DENIED THE PERSON AUTHORIZATION TO PRACTICE AS:

(I) A MORTGAGE BROKER OR MORTGAGE LOAN ORIGINATOR;
(II) A REAL ESTATE BROKER OR SALESPERSON;
(III) A REAL ESTATE APPRAISER, AS DEFINED BY SECTION
12-61-702 (11);
(IV) AN INSURANCE PRODUCER, AS DEFINED BY SECTION 10-2-103
(6);
(V) AN ATTORNEY;
(VI) A SECURITIES BROKER-DEALER, AS DEFINED BY SECTION
11-51-201 (2);
(VII) A SECURITIES SALES REPRESENTATIVE, AS DEFINED BY
SECTION 11-51-201 (14);
(VIII) AN INVESTMENT ADVISOR, AS DEFINED BY SECTION
11-51-201 (9.5); OR
(IX) AN INVESTMENT ADVISOR REPRESENTATIVE, AS DEFINED BY
SECTION 11-51-201 (9.6);
(r) ACTING OUTSIDE THE SCOPE OF AUTHORITY GRANTED BY THE
ISSUANCE OF A LICENSE; OR
(s) ANY OTHER CONDUCT, WHETHER OF THE SAME OR A DIFFERENT
CHARACTER THAN SPECIFIED IN THIS SUBSECTION (1), THAT CONSTITUTES
DISHONEST DEALING.

(2) IF A FIRM, PARTNERSHIP, LIMITED LIABILITY COMPANY,
ASSOCIATION, OR CORPORATION OPERATING UNDER THE LICENSE OF A
MANAGER DESIGNATED AND LICENSED AS A REPRESENTATIVE OF THE
ENTITY COMMITS ANY ACT OR PRACTICE LISTED IN SUBSECTION (1) OF
THIS SECTION, THE DIRECTOR MAY SUSPEND OR REVOKE THE RIGHT OF THE
ENTITY TO CONDUCT ITS BUSINESS UNDER THE LICENSE OF THE MANAGER,
WHETHER OR NOT THE DESIGNATED MANAGER HAD PERSONAL
KNOWLEDGE OF THE ACT OR PRACTICE AND WHETHER OR NOT THE
DIRECTOR SUSPENDS OR REVOKES THE INDIVIDUAL LICENSE OF ANY
OTHER PERSON.

(3) AFTER CONSULTING WITH THE ADVISORY COMMITTEE
CREATED IN SECTION 12-10-1015, THE DIRECTOR SHALL ADOPT RULES
SPECIFYING THE FORMAT OF COMPLAINTS, THE FORM AND CONTENT OF
NOTICES GIVEN TO MANAGERS CONCERNING COMPLAINTS, THE FORM AND
TIMING OF RESPONSES, AND OTHER DETAILS OF THE COMPLAINT AND
INVESTIGATION PROCESS. THE DIRECTOR SHALL ALSO PROVIDE
INFORMATION AND SUPPORT TO CONSUMERS REGARDING THE FILING OF
COMPLAINTS, INCLUDING EXAMPLES OF APPROPRIATE COMPLAINTS TO BE
FILED AGAINST MANAGERS THROUGH THE DIVISION; GENERAL
CATEGORIES OF VIOLATIONS TO BE SELECTED FOR COMPLAINTS WHEN
FILED; AND HOW THE DIVISION MAY FOLLOW UP WITH COMPLAINANTS ON
THE OUTCOME OF ANY COMPLAINT FILED.

(4) THIS PART 10 DOES NOT RELIEVE ANY PERSON FROM CIVIL
LIABILITY OR CRIMINAL PROSECUTION UNDER THE LAWS OF THIS STATE.

(5) COMPLAINTS OF RECORD IN THE OFFICE OF THE DIRECTOR AND
DIVISION INVESTIGATIONS, INCLUDING INVESTIGATIVE FILES, ARE CLOSED
TO PUBLIC INSPECTION. STIPULATIONS AND FINAL AGENCY ORDERS ARE
PUBLIC RECORDS SUBJECT TO SECTIONS 24-72-203 AND 24-72-204.

(6) WHEN A COMPLAINT OR AN INVESTIGATION DISCLOSES AN
INSTANCE OF MISCONDUCT THAT, IN THE OPINION OF THE DIRECTOR, DOES
NOT WARRANT FORMAL ACTION BY THE DIRECTOR BUT SHOULD NOT BE
DISMISSED AS BEING WITHOUT MERIT, THE DIRECTOR MAY SEND A LETTER
OF ADMONITION TO THE LICENSEE AGAINST WHOM THE COMPLAINT WAS
MADE AND A COPY OF THE LETTER TO THE PERSON MAKING THE
COMPLAINT, BUT THE LETTER MUST ADVISE THE LICENSEE THAT THE
LICENSEE HAS THE RIGHT TO REQUEST IN WRITING, WITHIN TWENTY DAYS
AFTER RECEIPT, THAT FORMAL DISCIPLINARY PROCEEDINGS BE INITIATED
TO ADJUDICATE THE PROPRIETY OF THE CONDUCT UPON WHICH THE
LETTER OF ADMONITION IS BASED. IF THE REQUEST IS TIMELY MADE, THE
LETTER OF ADMONITION IS VACATED, AND THE MATTER SHALL BE
PROCESSED BY MEANS OF FORMAL DISCIPLINARY PROCEEDINGS.

(7) ALL ADMINISTRATIVE FINES COLLECTED PURSUANT TO THIS
SECTION SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL
CREDIT THEM TO THE DIVISION OF REAL ESTATE CASH FUND CREATED IN
SECTION 12-10-215 (2)(b).

(8) WHEN THE DIVISION BECOMES AWARE OF FACTS OR
CIRCUMSTANCES THAT FALL WITHIN THE JURISDICTION OF A CRIMINAL
JUSTICE OR OTHER LAW ENFORCEMENT AUTHORITY UPON INVESTIGATION
OF THE ACTIVITIES OF A LICENSEE, THE DIVISION SHALL, IN ADDITION TO
THE EXERCISE OF ITS AUTHORITY UNDER THIS PART 10, REFER AND
TRANSMIT SUCH INFORMATION, WHICH MAY INCLUDE ORIGINALS OR
COPIES OF DOCUMENTS AND MATERIALS, TO ONE OR MORE CRIMINAL
JUSTICE OR OTHER LAW ENFORCEMENT AUTHORITIES FOR INVESTIGATION
AND PROSECUTION AS AUTHORIZED BY LAW.

12-10-1013. Authority of director - cease-and-desist orders -
rules. (1) (a) If it appears to the director, based upon credible
evidence as presented in a written complaint by any person, that
a manager or apprentice is violating this part 10 or rules
adopted pursuant to this part 10 or that a person is acting or
has acted without the required license, the director may issue
an order to cease and desist the activity. The order must set
forth the statutes and rules the manager, apprentice, or person
allegedly violated, the facts that allegedly constituted the
violation, and the requirement that all unlawful acts or
unlicensed practices immediately cease.

(b) Within ten days after service of the order to cease
and desist pursuant to subsection (1)(a) of this section, the
respondent may request a hearing on the question of whether
acts or practices in violation of this part 10 have occurred. The
hearing must be conducted pursuant to sections 24-4-104 and
24-4-105.

(2) (a) If it appears to the director, based upon credible
evidence as presented in a written complaint by any person, that
a manager or apprentice is violating this part 10 or rules
adopted pursuant to this part 10 or that a person is acting or
has acted without the required license, then, in addition to any
specific powers granted pursuant to this part 10, the director
may issue to the person an order to show cause as to why the
director should not issue a final order directing the person to
cease and desist from the unlawful act or unlicensed practice.

(b) If the director has issued an order to show cause
PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION TO ANY PERSON, THE
DIRECTOR SHALL PROMPTLY GIVE THE PERSON NOTICE OF THE ISSUANCE
OF THE ORDER TOGETHER WITH A COPY OF THE ORDER, THE FACTUAL AND
LEGAL BASIS FOR THE ORDER, AND THE DATE SET BY THE DIRECTOR FOR
A HEARING ON THE ORDER. THE NOTICE MAY BE SERVED BY PERSONAL
SERVICE, BY FIRST-CLASS UNITED STATES MAIL, POSTAGE PREPAID, OR AS
MAY BE PRACTICABLE UPON ANY PERSON AGAINST WHOM THE ORDER IS
ISSUED. PERSONAL SERVICE OR MAILING OF AN ORDER OR DOCUMENT
PURSUANT TO THIS SUBSECTION (2) CONSTITUTES NOTICE TO THE PERSON
OF THE ORDER OR DOCUMENT.

(c) (I)  THE HEARING ON AN ORDER TO SHOW CAUSE MUST BE
COMMENCED NO SOONER THAN TEN AND NO LATER THAN FORTY-FIVE
CALENDAR DAYS AFTER THE DATE OF TRANSMISSION OR SERVICE OF THE
NOTICE BY THE DIRECTOR AS PROVIDED IN SUBSECTION (2)(b) OF THIS
SECTION. THE HEARING MAY BE CONTINUED BY AGREEMENT OF ALL
PARTIES BASED UPON THE COMPLEXITY OF THE MATTER, NUMBER OF
PARTIES TO THE MATTER, AND LEGAL ISSUES PRESENTED IN THE MATTER,
BUT IN NO EVENT MAY THE HEARING COMMENCE LATER THAN SIXTY
CALENDAR DAYS AFTER THE DATE OF TRANSMISSION OR SERVICE OF THE
NOTICE.

(II)  IF A PERSON AGAINST WHOM AN ORDER TO SHOW CAUSE HAS
BEEN ISSUED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION DOES NOT
APPEAR AT THE HEARING, THE DIRECTOR MAY PRESENT EVIDENCE THAT
NOTICE WAS PROPERLY SENT OR SERVED UPON THE PERSON PURSUANT TO
SUBSECTION (2)(b) OF THIS SECTION AND ANY OTHER EVIDENCE RELATED
TO THE MATTER AS THE DIRECTOR DEEMS APPROPRIATE. THE DIRECTOR
SHALL ISSUE THE ORDER WITHIN TEN DAYS AFTER THE DIRECTOR'S
DETERMINATION RELATED TO REASONABLE ATTEMPTS TO NOTIFY THE
RESPONDENT, AND THE ORDER BECOMES FINAL AS TO THE RESPONDENT BY
OPERATION OF LAW. THE HEARING SHALL BE CONDUCTED PURSUANT TO
SECTIONS 24-4-104 AND 24-4-105.

(III)  IF THE DIRECTOR REASONABLY FINDS THAT THE PERSON
AGAINST WHOM THE ORDER TO SHOW CAUSE WAS ISSUED IS ACTING OR
HAS ACTED WITHOUT THE REQUIRED LICENSE, OR HAS OR IS ABOUT TO
ENGAGE IN ACTS OR PRACTICES CONSTITUTING VIOLATIONS OF THIS PART
10 OR RULES ADOPTED PURSUANT TO THIS PART 10, A FINAL
CEASE-AND-DESIST ORDER MAY BE ISSUED, DIRECTING THE PERSON TO
CEASE AND DESIST FROM FURTHER UNLAWFUL ACTS OR UNLICENSED
PRACTICES.

(IV)  THE DIRECTOR SHALL PROVIDE NOTICE, IN THE MANNER SET
FORTH IN SUBSECTION (2)(b) OF THIS SECTION, OF THE FINAL
CEASE-AND-DESIST ORDER WITHIN TEN CALENDAR DAYS AFTER THE
HEARING CONDUCTED PURSUANT TO THIS SUBSECTION (2)(c) TO EACH
PERSON AGAINST WHOM THE FINAL ORDER HAS BEEN ISSUED. THE FINAL
ORDER ISSUED PURSUANT TO SUBSECTION (2)(c)(III) OF THIS SECTION IS
EFFECTIVE WHEN ISSUED AND CONSTITUTES A FINAL ORDER FOR PURPOSES
OF JUDICIAL REVIEW.

(3)  IF IT APPEARS TO THE DIRECTOR, BASED UPON CREDIBLE
EVIDENCE PRESENTED TO THE DIRECTOR, THAT A PERSON HAS ENGAGED
IN OR IS ABOUT TO ENGAGE IN ANY UNLICENSED ACT OR PRACTICE, ANY
ACT OR PRACTICE CONSTITUTING A VIOLATION OF THIS PART 10, ANY RULE
PROMULGATED PURSUANT TO THIS PART 10, ANY ORDER ISSUED
PURSUANT TO THIS PART 10, OR ANY ACT OR PRACTICE CONSTITUTING
GROUNDS FOR ADMINISTRATIVE SANCTION PURSUANT TO THIS PART 10,
THE DIRECTOR MAY ENTER INTO A STIPULATION WITH THE PERSON.
If a person fails to comply with a final cease-and-desist order or a stipulation, the director may request the attorney general or the district attorney for the judicial district in which the alleged violation exists to bring, and if so requested the attorney shall bring, suit for a temporary restraining order and for injunctive relief to prevent any further or continued violation of the final order.

(5) A person aggrieved by the final cease-and-desist order may seek judicial review of the director's determination or of the director's final order as provided in Section 12-61-1014."

Renumber succeeding C.R.S. sections accordingly.

Page 49, strike lines 6 through 11 and substitute:

"(7) The executive director of the department of regulatory agencies shall, in consultation with the advisory committee, adopt rules concerning the appointment and removal of committee members and operation of the advisory committee and, in accordance with those rules, may remove any appointed committee member.

12-10-1016. Repeal of part. This part 10 is repealed, effective September 1, 2025. Before the repeal, the functions of"

Strike "director" and substitute "executive director of the department of regulatory agencies" on: Page 23, line 9; Page 24, lines 8 and 11; Page 25, line 3; Page 46, line 24; Page 47, lines 23 and 26; and Page 48, line 18.

SB19-141 be referred to the Committee of the Whole with favorable recommendation.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1274, 1275, 1276.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1028, 1153, 1155, 1200.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1105, 1113, 1114, 1180 at 2:32 p.m. on March 27, 2019.
INTRODUCTION OF BILLS
First Reading

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

HB19-1277 by Representative(s) Esgar and Cutter; also Senator(s) Todd and Winter--Concerning the creation of the computer science grant program.
Committee on Education
Committee on Appropriations

HB19-1278 by Representative(s) Lontine; also Senator(s) Fenberg--Concerning modifications to miscellaneous provisions of the "Uniform Election Code of 1992".
Committee on State, Veterans, & Military Affairs

HB19-1279 by Representative(s) Exum and Landgraf; also Senator(s) Lee and Hisey--Concerning the use of perfluoroalkyl and polyfluoroalkyl substances.
Committee on Energy & Environment

HB19-1280 by Representative(s) Herod and Becker; also Senator(s) Fenberg--Concerning the creation of the college kickstarter account program to incentivize the creation of a college savings account for every child born in Colorado.
Committee on Finance

HB19-1281 by Representative(s) Bird and Michaelson Jenet--Concerning giving people with disabilities the option to place a symbol documenting the disability on the face of certain identification documents.
Committee on Transportation & Local Government

SB19-174 by Senator(s) Garcia and Hill; also Representative(s) Buentello and Neville--Concerning tuition assistance eligibility for dependent children of certain persons, and, in connection therewith, determining eligibility for dependents of prisoners of war, military personnel missing in action, National Guardsmen, law enforcement officers, and firefighters.
Committee on State, Veterans, & Military Affairs

SB19-194 by Senator(s) Garcia and Zenzinger; also Representative(s) Froelich and Van Winkle, Bird--Concerning the addition of Colorado state university - global campus as a designated institution of higher education for purposes of tuition assistance for members of the National Guard.
Committee on State, Veterans, & Military Affairs

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on March 28, 2019: HB19-1147, 1183, SB19-181.
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 28, retaining place on Calendar:

Consideration of Third Reading--SB19-148.
Consideration of Senate Amendment(s)--HB19-1106, 1166, 1129, 1170.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 28, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Cesar Murillo, Florida Pitt Waller Elementary, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Kennedy, McCluskie--2.

Present after roll call--Representative(s) Kennedy, McCluskie.

The Speaker declared a quorum present.

On motion of Representative Kipp, the House journal of March 27, 2019, was declared approved as corrected by the Chief Clerk.

Third Reading of Bill(s)--Final Passage

The following bill(s) was considered on Third Reading. The title(s) was publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-148 by Senator(s) Hisey and Sonnenberg, Coram, Donovan, Ginal; also Representative(s) Valdez D. and Catlin--Concerning the continuation of the seed potato advisory committee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<th>YES</th>
<th>60</th>
<th>NO</th>
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<td>Snyder</td>
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On motion of Representative Singer, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-138 by Senator(s) Winter and Priola; also Representative(s) Bird--Concerning bonding requirements for contractors that are a party to certain public-private initiatives.

Amendment No. 1, Finance Report, dated March 21, 2019, and placed in member's bill file; Report also printed in House Journal, March 22, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1183 by Representative(s) Roberts; also Senator(s) Bridges--Concerning the placement of automated external defibrillators in public places.

Amendment No. 1, Health & Insurance Report, dated March 6, 2019, and placed in member's bill file; Report also printed in House Journal, March 7, 2019.

Amendment No. 2, Appropriations Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Esgar</td>
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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1106 by Representative(s) Titone and Gonzales-Gutierrez, Benavidez, Buckner, Coleman, Duran, Galindo, Herod, Jackson, Jaquez Lewis, Kennedy, Lontine, McLachlan, Singer, Sirotta, Valdez A., Weissman; also Senator(s) Pettersen--Concerning the rental application process for prospective tenants.

(Amended as printed in Senate Journal, March 22, 2019.)

Representative Gonzales-Gutierrez moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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<th>YES</th>
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<td>Buckner</td>
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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Roberts

HB19-1166 by Representative(s) Singer and Larson; also Senator(s) Zenzinger--Concerning name-based criminal history record checks, and, in connection therewith, requiring certain persons and entities to submit to a name-based criminal history record check as a condition of employment, appointment, registration, licensure, or certification.

(Amended as printed in Senate Journal, March 25, 2019.)
Representative Singer moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Roberts
The question being, "Shall the bill, as amended, pass?"
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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<th>YES</th>
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**HB19-1129** by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.

(Amended as printed in Senate Journal, March 25, 2019.)

Laid over until March 29, retaining place on Calendar.

**HB19-1170** by Representative(s) Jackson and Weissman; also Senator(s) Williams A. and Bridges--Concerning increasing tenant protections relating to the residential warranty of habitability.

(Amended as printed in Senate Journal, March 26, 2019.)
Representative Jackson moved that the House not concur in Senate amendments and that a Conference Committee be appointed with permission to go beyond the scope of the difference between the House and the Senate. The motion was declared passed by the following roll call vote:

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<td>Speaker</td>
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The Speaker appointed Representatives Jackson, Chairman, Weissman and Larson as House Conferees to the bill.

The Speaker appointed Representatives Jackson, Chairman, Weissman and Larson as House Conferees to the bill.

House in recess. House reconvened.

On motion of Representative Garnett, SB19-097, HB19-1147, 1090, SB19-181 were made Special Orders on March 28, 2019, at 5:29 p.m.

The hour of 5:29 p.m., having arrived, on motion of Representative Gray, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)
SB19-097 by Senator(s) Story and Coram, Todd, Donovan, Fields, Gonzales, Rodriguez; also Representative(s) McCluskie and Soper--Concerning a grant program for area technical colleges.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1147 by Representative(s) Snyder, Esgar, Caraveo, Exum, Michaelson Jenet, Mullica; also Senator(s) Lee--Concerning revisions to the traumatic brain injury program.


Amendment No. 2, Appropriations Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 3, by Representative Snyder.

Amend the Public Health Care & Human Services Committee Report, dated February 22, 2019, page 1, after line 2 insert:

"Page 3, line 17, after "(2)(b)," insert "(2)(c),", and after "(8.5)" insert "and (2)(c.5)".

Page 3, after line 26 insert:

"(c) The executive director of the department of public health and environment or the executive director's designee; and

c.5) AT LEAST TWO PERSONS WHO HAVE EXPERIENCED A BRAIN INJURY AND AT LEAST ONE FAMILY MEMBER OF A PERSON WITH A BRAIN INJURY, WHICH MEMBERS THE GOVERNOR SHALL APPOINT WITH THE CONSENT OF THE SENATE; AND"

Page 3, line 27, strike "ten" and substitute "SEVEN".

Page 4, line 2, after "senate." insert "AT A MINIMUM, OF THE ADDITIONAL SEVEN BOARD MEMBERS, AT LEAST TWO MEMBERS MUST HAVE SPECIFIC PERSONAL OR PROFESSIONAL EXPERIENCE WITH TRAUMATIC BRAIN INJURY.".

Page 1 of the committee report, strike lines 3 through 5.

Page 1, after line 8 insert:

"Page 8, strike line 2 and substitute "injuries THE BOARD SHALL PRIORITIZE RESEARCH RELATED TO TRAUMATIC BRAIN INJURIES.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1090  by Representative(s)Gray and Van Winkle, Arndt, Buckner, Buentello, Galindo, Hooton, Larson, Lontine, Melton, Michaelson Jenet, Valdez A.; also Senator(s) Gonzales and Hill, Coram, Ginal, Holbert, Marble, Rodriguez, Williams A., Winter--Concerning measures to allow greater investment flexibility in marijuana businesses.

Amendment No. 1, Finance Report, dated March 4, 2019, and placed in member's bill file; Report also printed in House Journal, March 5, 2019.

Amendment No. 2, Appropriations Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 3, by Representative Gray

Amend the Finance Committee Report, dated March 4, 2019, page 1, lines 13 and 14, strike "A SECURITY" and substitute "AN OWNER'S INTEREST".

Page 1, line 16, strike "SECURITIES," and substitute "THE OWNER'S INTEREST.".

Page 1, line 23, strike "A SPECIFIED" and substitute "HAS THE SAME MEANING AS DEFINED IN THE "SECURITIES ACT OF 1933", 17 CFR 230.405, AS AMENDED.".

Page 1, strike line 24.

Page 2, strike lines 1 and 2.

Page 2, line 4, strike "A" SECURITY" and substitute "AN" OWNER'S INTEREST".

Page 2, line 5, strike "13(d)" and substitute "13(d)".

Page 2, line 6, strike "13D-3" and substitute "13d-3".

Page 2, line 20, strike "OTHERWISE LICENSED AS".

Page 2, line 23, strike "INTERESTS" and substitute "OWNER'S INTEREST".

Page 2, strike lines 26 and 27 and substitute "MANAGER; OR".

Page 2, line 32, strike "THIRTY PERCENT OR MORE OF THE SECURITIES" and substitute "MORE THAN THIRTY PERCENT OF THE OWNER'S INTEREST".

Page 4, strike lines 12 through 17 and substitute:

"(21) "Person" means a natural person, partnership, association, company, corporation, limited liability company, or organization, or a manager, agent, owner, director, servant, officer, or employee thereof HAS THE SAME MEANING AS DEFINED IN SECTION 7-90-102 (49).".
Page 4, line 37, strike "OR" and substitute "AND".

Page 4, strike lines 38 and 39 and substitute: "(B) THE PERSON HAS ESTABLISHED AND IS IN".

Page 5, line 1, strike "OTCQB" and substitute "OTCQX".

Page 5, line 2, strike "A CORPORATION" substitute "AN ENTITY".

Page 5, line 11, strike "12g 3-2" and substitute "12g3-2".

Page 5, strike lines 18 and 19 and substitute "CORPORATION BY RULE; OR".

Page 5, line 37, strike "3a 51-1" and substitute "3a51-1".

Page 8, line 29, strike "THOSE" and substitute "THE REQUIREMENTS".

Page 9, line 33, strike "PERSON" and substitute "CONTROLLING BENEFICIAL OWNER".

Page 10, line 27, after "THAT" insert "IS OR HAS A PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT".

Page 10, line 31 strike "KNOWN" and substitute "NONOBJECTING".

Page 12, line 14, before "business" insert "MEDICAL MARIJUANA".

Page 14, line 11, strike "OWNERS" and substitute "OWNER'S".

Page 14, strike line 28 and substitute: "(c) A PERSON THAT IS BOTH A PASSIVE BENEFICIAL OWNER AND AN INDIRECT".

Page 15, strike line 33 and substitute "NONOBJECTING PASSIVE BENEFICIAL OWNERS, INDIRECT FINANCIAL".

Page 16, line 39, strike "SUITABILITY." and substitute "SUITABILITY UNLESS OTHERWISE ESTABLISHED BY RULE.".

Page 17, strike line 1 and substitute "THE DEPOSIT, UNLESS OTHERWISE ESTABLISHED BY RULE.".

Page 19, line 8, strike "licensee" and substitute "licensee MEDICAL MARIJUANA BUSINESS".

Page 20, line 30, strike "A SECURITY" and substitute "AN OWNER'S INTEREST".

Page 20, line 32, strike "SEcurities," and substitute "THE OWNER'S INTEREST,".

Page 20, line 40, strike "A SPECIFIED" and substitute "HAS THE SAME MEANING AS DEFINED IN THE "SECURITIES ACT OF 1933", 17 CFR 230.405, AS AMENDED.".

Page 20, strike line 41.
Page 21, strike lines 1 and 2.

Page 21, line 4, strike "A" SECURITY" and substitute "AN" OWNER'S INTEREST".

Page 21, line 5, strike "13(D)" and substitute "13(d)".

Page 21, line 6, strike "13D-3" and substitute "13d-3".

Page 21, line 20, strike "OTHERWISE LICENSED AS".

Page 21, line 23, strike "INTERESTS" and substitute "OWNER'S INTEREST".

Page 21, strike lines 26 and 27 and substitute "MANAGER; OR".

Page 21, line 32, strike "THIRTY PERCENT OR MORE OF THE SECURITIES" and substitute "MORE THAN THIRTY PERCENT OF THE OWNER'S INTEREST".

Page 22, strike lines 37 through 40 and substitute:

"(18) "Person" means a natural person, partnership, association, company, corporation, limited liability company, or organization; except that "person" does not include any governmental organization: HAS THE SAME MEANING AS DEFINED IN SECTION 7-90-102 (49)."

Page 23, line 21, strike "OR" and substitute "AND".

Page 23, strike lines 22 and 23 and substitute:

"(B) THE PERSON HAS ESTABLISHED AND IS IN".

Page 23, line 27, strike "A CORPORATION" substitute "AN ENTITY".

Page 23, line 36, strike "12g 3-2" and substitute "12g3-2".

Page 24, strike lines 2 and 3 and substitute "CORPORATION BY RULE; OR".

Page 24, line 21, strike "3 a51-1" and substitute "3a51-1".

Page 27, line 25, strike "THOSE" and substitute "THE REQUIREMENTS".

Page 29, line 11, strike "(d)(1);" and substitute "(d)(1) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1);".

Page 29, line 16, after "CORPORATION THAT" insert "IS OR HAS A PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT".

Page 31, line 1, strike "business" and substitute "RETAIL MARIJUANA ESTABLISHMENT".

Page 32, line 38, strike "OWNERS" and substitute "OWNER'S".

Page 33, strike line 14 and substitute:

"(c) A PERSON THAT IS BOTH A PASSIVE BENEFICIAL OWNER AND AN INDIRECT".
Page 34, strike line 20 and substitute "NONOBJECTING PASSIVE BENEFICIAL OWNERS, INDIRECT FINANCIAL".

Page 35, line 26, strike "SUITABILITY." and substitute "SUITABILITY UNLESS OTHERWISE ESTABLISHED BY RULE.".

Page 35, strike line 29 and substitute "AGAINST THE DEPOSIT, UNLESS OTHERWISE ESTABLISHED BY RULE.".

Page 37, line 28, strike "licensee" and substitute "licensee RETAIL MARIJUANA ESTABLISHMENT".

Strike "CORPORATION" and substitute "ENTITY" on: Page 5, lines 6, 13, and 16; and Page 23, lines 31, 38, and 41.

Strike "WHO" and substitute "THAT" on: Page 8, lines 19 and 24; and Page 17, line 6.


Strike "LICENSEE" and substitute "MEDICAL MARIJUANA BUSINESS" on: Page 15, line 3; and Page 18, lines 11 and 12.

Strike "LICENSEE'S" and substitute "MEDICAL MARIJUANA BUSINESS'S" on: Page 15, lines 27 and 37; and Page 18, line 16.

Strike "LICENSEE" and substitute "RETAIL MARIJUANA ESTABLISHMENT" on: Page 33, line 31; and Page 37, lines 1 and 2.

Strike "LICENSEE'S" and substitute "RETAIL MARIJUANA ESTABLISHMENT'S" on: Page 34, lines 14 and 24; and Page 37, line 6.

Amendment No. 4, by Representative Gray

Amend the Finance Committee Report, dated March 4, 2019, page 1, line 4, after "(23)" insert "and", and strike ",(1.6)," and substitute "(9.5).". 

Page 1, strike line 5, and substitute "(11.5), (19.1), (19.2), (22.7), (23.1), (23.5), and (25.5) as follows:".

Page 2, line 25, strike "EXECUTIVE OFFICER,".

Page 2, strike lines 34 through 38.

Page 3, after line 26, insert: "(9.5) "MANAGER" HAS THE SAME MEANING AS IN SECTION 7-90-102 (35.7).".

Page 4, after line 1, insert: "(19.1) "OWNER'S INTEREST" HAS THE SAME MEANING AS IN SECTION 7-90-102 (44).".

Page 4, strike lines 5 through 11.
Page 5, line 3, after "TORONTO STOCK EXCHANGE," insert "TSX VENTURE EXCHANGE,".

Page 5, strike line 27 and substitute "OF THE FOLLOWING, AND THE PERSON".

Page 5, line 32, strike "SECTION:" and substitute "SECTION, AND PRIOR TO BECOMING A PUBLICLY TRADED CORPORATION, THE PERSON FOR AT LEAST TWO YEARS WAS LICENSED BY THE STATE LICENSING AUTHORITY AS A MEDICAL MARIJUANA BUSINESS WITH A DEMONSTRATED HISTORY OF OPERATIONS IN THE STATE OF COLORADO, AND DURING SUCH TIME WAS NOT SUBJECT TO SUSPENSION OR REVOCATION OF THE LICENSE:".

Page 6, after line 38, insert:

"(23.1) "QUALIFIED PRIVATE FUND" MEANS AN ISSUER THAT WOULD BE AN INVESTMENT COMPANY, AS DEFINED IN SECTION (3) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", BUT FOR THE EXCLUSIONS PROVIDED UNDER SECTIONS 3(c)(1) OR 3(c)(7) OF THAT ACT, AND THAT:

(a) IS ADVISED OR MANAGED BY AN INVESTMENT ADVISER AS DEFINED AND REGISTERED UNDER SECTIONS 80b-1-21, TITLE 15 OF THE FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AND FOR WHICH THE REGISTERED INVESTMENT ADVISER IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER; AND

(b) SATISFIES ONE OR MORE OF THE FOLLOWING:

(I) IS ORGANIZED UNDER THE LAW OF A STATE OR THE UNITED STATES;

(II) IS ORGANIZED, OPERATED, OR SPONSORED BY A U.S. PERSON, AS DEFINED UNDER SUBSECTION 17 CFR 230.902(k), AS AMENDED; OR

(III) SELLS SECURITIES TO A U.S. PERSON, AS DEFINED UNDER SUBSECTION 17 CFR 230.902(k), AS AMENDED.".

Page 6, strike lines 40 and 41, and substitute "GROUNDS BASED IN LAW AND IN FACT TO BELIEVE THAT THE PARTICULAR REQUESTED ACTION FURTHERS THE PURPOSES OF THIS ARTICLE 11 OR PROTECTS".

Page 7, strike lines 4 and 5.

Page 7, lines 29 and 30, strike "EMPLOYED BY,".

Page 9, line 26, strike "(1)(c.1), (1)(c.2),".

Page 9, strike lines 35 through 41.

Page 10, strike line 1.

Page 12, strike lines 8 through 12 and substitute:

"(b) On and after January 1, 2017, a medical marijuana business that is composed of one or more direct beneficial interest owners who have not been Colorado residents for at least one year prior to application shall have at least one officer who has been a Colorado resident for at least one year prior to application, and All".
Page 14, line 5, strike "EXECUTIVE OFFICERS, MEMBERS OF ITS" and substitute "MANAGERS".

Page 14, line 6, strike "BOARD OF DIRECTORS,".

Page 14, strike line 8, and substitute "IN THE CONTROLLING BENEFICIAL OWNER;".

Page 14, strike line 12 and substitute "MANAGERS".

Page 14, line 14, strike "A" and substitute "THE CONTROLLING BENEFICIAL OWNER;".

Page 14, strike line 15.

Page 14, strike lines 20 and 21 and substitute "QUALIFIED PRIVATE FUND'S MANAGERS, INVESTMENT ADVISORS, INVESTMENT ADVISER"

Page 14, strike line 32, and substitute "BUSINESS OR THAT IS CONTRIBUTING OVER FIFTY PERCENT OF THE OPERATING CAPITAL OF THE MEDICAL MARIJUANA BUSINESS."

Page 15, lines 16 through 18, strike "PERSON, THE MEMBERS OF THE BOARD OF DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS, OR MANAGERS OR EXECUTIVE OFFICERS" and substitute "PERSON"

Page 17, line 9, strike "SUBSTANTIAL JUSTIFICATION," and substitute "REASONABLE CAUSE,".

Page 20, line 21, strike "repeal (17);".

Page 20, strike line 22, and substitute "(1.4), (1.5), (11.5), (16.1), (16.5), (19.5), (20.3), (20.5), (32.5), and (34) as follows:".

Page 21, line 25, strike "EXECUTIVE OFFICER;".

Page 21, strike lines 34 through 38.

Page 22, after line 26, insert:
"(11.5) "MANAGER" HAS THE SAME MEANING AS IN SECTION 7-90-102 (35.7).
(16.1) "OWNER'S INTEREST" HAS THE SAME MEANING AS IN SECTION 7-90-102 (44)."

Page 22, strike lines 30 through 36.

Page 23, line 28, after "TORONTO STOCK EXCHANGE," insert "TSX VENTURE EXCHANGE,".

Page 24, strike line 11 and substitute "OF THE FOLLOWING, AND THE PERSON".

Page 24, line 16, strike "SECTION:" and substitute "SECTION, AND PRIOR TO BECOMING A PUBLICLY TRADED CORPORATION, THE PERSON FOR AT LEAST TWO YEARS WAS LICENSED BY THE STATE LICENSING AUTHORITY AS A
RETAIL MARIJUANA ESTABLISHMENT WITH A DEMONSTRATED HISTORY OF
OPERATIONS IN THE STATE OF COLORADO, AND DURING SUCH TIME WAS
NOT SUBJECT TO SUSPENSION OR REVOCATION OF THE LICENSE:

Page 25, after line 22, insert:

"(20.3) "QUALIFIED PRIVATE FUND" MEANS AN ISSUER THAT
WOULD BE AN INVESTMENT COMPANY, AS DEFINED IN SECTION (3) OF THE
FEDERAL "INVESTMENT COMPANY ACT OF 1940", BUT FOR THE
EXCLUSIONS PROVIDED UNDER SECTIONS 3(c)(1) OR 3(c)(7) OF THAT ACT,
AND THAT:

(a) IS ADVISED OR MANAGED BY AN INVESTMENT ADVISER AS
DEFINED AND REGISTERED UNDER SECTIONS 80b-1-21, TITLE 15 OF THE
FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AND FOR WHICH THE
REGISTERED INVESTMENT ADVISER IS CURRENT IN ALL APPLICABLE
REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND
RULES PROMULGATED THEREUNDER; AND

(b) SATISFIES ONE OR MORE OF THE FOLLOWING:

(I) IS ORGANIZED UNDER THE LAW OF A STATE OR THE UNITED
STATES;

(II) IS ORGANIZED, OPERATED, OR SPONSORED BY A U.S. PERSON,
AS DEFINED UNDER SUBSECTION 17 CFR 230.902(k), AS AMENDED; OR

(III) SELLS SECURITIES TO A U.S. PERSON, AS DEFINED UNDER
SUBSECTION 17 CFR 230.902(k), AS AMENDED.".

Page 25, strike lines 24 and 25, and substitute "GROUNDS BASED IN LAW
AND IN FACT TO BELIEVE THAT THE PARTICULAR REQUESTED ACTION
FURTHERS THE PURPOSES OF THIS ARTICLE 12 OR PROTECTS".

Page 26, lines 27 and 28, strike "EMPLOYED BY,".

Page 28, line 19, strike "(1)(c.1), (1)(c.2)."

Page 28, strike lines 28 through 35.

Page 30, strike lines 36 through 41 and substitute:

"(b) On and after January 1, 2017, a retail marijuana business that
is composed of one or more direct beneficial interest owners who have not
been Colorado residents for at least one year prior to application shall
have at least one officer who has been a Colorado resident for at least one
year prior to application, and All officers are NATURAL PERSONS with
day-to-day".

Page 32, line 32, strike "EXECUTIVE OFFICERS, MEMBERS OF ITS"
and substitute "MANAGERS,".

Page 32, line 33, strike "BOARD OF DIRECTORS,".

Page 32, strike line 35, and substitute "IN THE CONTROLLING BENEFICIAL
OWNER;".

Page 32, strike line 39 and substitute "MANAGERS".

Page 32, line 41, strike "A RETAIL" and substitute "THE CONTROLLING
BENEFICIAL OWNER;".
Page 33, strike line 1.

Page 33, strike lines 6 and 7 and substitute "QUALIFIED PRIVATE FUND'S MANAGERS, INVESTMENT ADVISERS, INVESTMENT ADVISER".

Page 33, strike line 19, and substitute "ESTABLISHMENT OR THAT IS CONTRIBUTING OVER FIFTY PERCENT OF THE OPERATING CAPITAL OF THE RETAIL MARIJUANA ESTABLISHMENT."

Page 34, lines 3 through 5, strike "PERSON, THE MEMBERS OF THE BOARD OF DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS, MANAGERS OR EXECUTIVE OFFICERS" and substitute "PERSON".

Page 35, line 37, strike "SUBSTANTIAL JUSTIFICATION," and substitute "REASONABLE CAUSE,"

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-181 by Senator(s) Fenberg and Foote; also Representative(s) Becker and Caraveo--Concerning additional public welfare protections regarding the conduct of oil and gas operations, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 2, by Representative Becker.

Amend reengrossed bill, page 16, line 27, strike "duties - repeal." and substitute "duties."

Page 17, strike lines 7 through 24.

Amendment No. 3, by Representative Becker.

Amend reengrossed bill, page 18, line 22, after "MUST" insert "NOT ADDRESS THE ECONOMIC EFFECTS OF THE PRELIMINARY OR FINAL DETERMINATION AND MUST"

Amendment No. 4, by Representative Becker.

Amend reengrossed bill, page 11, line 17, strike "production," and substitute "AND production"

Amendment No. 5, by Representative Becker.

Amend reengrossed bill, page 32, strike lines 8 through 16 and substitute:

"34-60-131. No land use preemption. LOCAL GOVERNMENTS AND STATE AGENCIES, INCLUDING THE"
Amendment No. 6, by Representative Becker.

Amend reengrossed bill, page 21, line 4, after "(2)(c)," insert "(6),".

Page 23, after line 15 insert:

"(6) The commission has the authority, as it deems necessary and convenient, to conduct any hearings or to make any determinations it is otherwise empowered to conduct or make by means of an appointed ADMINISTRATIVE LAW JUDGE OR hearing officer, but recommended findings, determinations, or orders of any ADMINISTRATIVE LAW JUDGE OR hearing officer shall not become final until adopted by the commission in accordance with Section 34-60-108 (9). Upon appointment by the commission, a member of the commission may act as a hearing officer."

Page 28, after line 13 insert:

"SECTION 12. In Colorado Revised Statutes, 34-60-108, add (9) as follows:

34-60-108. Rules - hearings - process. (9) Whenever any hearing or other proceeding is assigned to an ADMINISTRATIVE LAW JUDGE, HEARING OFFICER, OR INDIVIDUAL COMMISSIONER FOR HEARING, the ADMINISTRATIVE LAW JUDGE, HEARING OFFICER, OR COMMISSIONER, after the conclusion of the hearing, shall promptly transmit to the commission and the parties the record and exhibits of the proceeding and a written recommended decision that contains the findings of fact, conclusions, and recommended order. A party may file an exception to the recommended order; but if no exceptions are filed within twenty days after service upon the parties, or unless the commission stays the recommended order within that time upon its own motion, the recommended order becomes the decision of the commission and subject to Section 34-60-111. The commission upon its own motion may and, where exceptions are filed shall, conduct a de novo review of the matter upon the same record, and the recommended order is stayed pending the commission's final determination of the matter. The commission may adopt, reject, or modify the recommended order."

Renumber succeeding sections accordingly.

Amendment No. 7, by Representative Becker.

Amend reengrossed bill, page 32, line 1, after "34-60-128," insert "amend (3)(b); and."

Page 32, line 3, strike "(4)" and substitute "(3) In order to minimize adverse impacts to wildlife resources, the commission shall:

(b) Provide for commission consultation and consent of the affected surface owner, or the surface owner's appointed tenant, on permit-specific conditions for wildlife habitat protection that directly impact the affected surface owner's property or use of that property. Such PERMIT-SPECIFIC CONDITIONS FOR WILDLIFE HABITAT PROTECTION shall be discontinued when final reclamation has occurred. PERMIT-SPECIFIC CONDITIONS FOR WILDLIFE HABITAT PROTECTION THAT
DO NOT DIRECTLY IMPACT THE AFFECTED SURFACE OWNER’S PROPERTY OR USE OF THAT PROPERTY, SUCH AS OFF-SITE COMPENSATORY MITIGATION REQUIREMENTS, DO NOT REQUIRE THE CONSENT OF THE SURFACE OWNER OR THE SURFACE OWNER’S APPOINTED TENANT.

(4)".

Amendment No. 8, by Representative Froelich.

Amend reengrossed bill, page 15, line 12, strike "publication. (1)" and substitute "publication - repeal. (1) (a)".

Page 15, after line 14 insert:

"(b) This section is repealed on the earlier of July 1, 2020, or the date on which all rules required to be adopted by section 34-60-106 (2.5)(a), (11)(c), and (19) have become effective. The director shall notify the revisor of statutes in writing of the date on which the condition specified in this subsection (1)(b) has occurred by e-mailing the notice to revisorofstatutes.ga@state.co.us.".

Page 15, line 15, strike "July 1, 2007 2019," and substitute "July 1, 2007 on the effective date of this section (2)(a)(I), as amended,".

Page 16, strike lines 6 through 8 and substitute "WILDLIFE PROTECTION; one member must have technical expertise relevant to the issues considered by the commission or formal training or substantial experience in soil conservation or".

Page 16, after line 24 insert:

"SECTION 9. In Colorado Revised Statutes, add 34-60-104.3 as follows:

34-60-104.3. Oil and gas conservation commission - report - publication. (1) There is hereby created, in the Department of Natural Resources, the Oil and Gas Conservation Commission.

(2) (a) The Commission consists of seven members, five of whom shall be appointed by the governor with the consent of the Senate. The Executive Director of the Department of Natural Resources and the Executive Director of the Department of Public Health and Environment, or the Executive Directors' designees, are ex officio nonvoting members. A majority of the voting commissioners constitute a quorum for the transaction of its business.

(b) Each appointed commissioner must be a qualified elector of this state. Each appointed commissioner, before entering upon the duties of office, shall take the constitutional oath of office. Excluding the executive directors from consideration, no more than three members of the commission may be members of the same political party. To the extent possible, consistent with this subsection (2), the members shall be appointed taking into account the need for geographical representation of areas of the state with high levels of current or anticipated oil and gas activity or employment. The appointed members of the commission shall devote their entire time to the
DUTIES OF THEIR OFFICES TO THE EXCLUSION OF ANY OTHER EMPLOYMENT
AND ARE ENTITLED TO RECEIVE COMPENSATION AS DESIGNATED BY LAW.

(c) One appointed member must be an individual with
substantial experience in the oil and gas industry; one appointed
member must have substantial expertise in planning or land use;
one appointed member must have formal training or substantial
experience in environmental protection, wildlife protection, or
reclamation; one appointed member must have professional
experience demonstrating an ability to contribute to the
commission's body of expertise that will aid the commission in
making sound, balanced decisions; and one appointed member
must have formal training or substantial experience in public
health.

(d) No person may be appointed to serve on the commission
or hold the office of commissioner if the person has a conflict of
interest with oil and gas development in Colorado. Examples of
conflicts of interest include being registered as a lobbyist at
the local or state levels, serving in the general assembly within
the prior three years, or serving in an official capacity with an
entity that educates or advocates for or against oil and gas
activity. This subsection (2)(d) shall be construed reasonably
with the objective of disqualifying from the commission any
person who might have an immediate conflict of interest or who
may not be able to make balanced decisions about oil and gas
regulation in Colorado. A person who has worked with or for an
energy or environmental entity need not be disqualified if the
person's experience shows subject matter knowledge coupled
with an ability to render informed, thorough, and balanced
decision-making.

(e) Members of the commission shall be appointed for terms
of four years each. The governor shall designate one member of
the commission as chair of the commission. The chair shall
delegate roles and responsibilities to commissioners and the
director. The governor may at any time remove any appointed
member of the commission, and by appointment the governor
shall fill any vacancy on the commission. In case one or more
vacancies occur on the same day, the governor shall designate
the order of filling vacancies.

(3) The commission shall report to the executive director
of the department of natural resources at such times and on
such matters as the executive director may require.

(4) Publications of the commission circulated in quantity
outside the executive branch are subject to the approval and
control of the executive director of the department of natural
resources.

(5) This section takes effect on the earlier of July 1, 2020,
or the date on which all rules required to be adopted by section
34-60-106 (2.5)(a), (11)(c), and (19) have become effective. The
director shall notify the revisor of statutes in writing of the
date on which the condition specified in this subsection (5) has
occurred by e-mailing the notice to
revisorofstatutes.ga@state.co.us."

Renumber succeeding sections accordingly.
Amendment No. 9, by Representative Galindo.

Amend reengrossed bill, page 29, line 13, strike "FIFTY" and substitute "FORTY-FIVE".

Page 29, line 16, after the period add "MINERAL INTERESTS THAT ARE OWNED BY A PERSON WHO CANNOT BE LOCATED THROUGH REASONABLE DILIGENCE ARE EXCLUDED FROM THE CALCULATION.".

Page 30, strike lines 19 through 25 and substitute:

"(c) (I) A nonconsenting owner of a tract in a drilling unit that is not subject to any lease or other contract for the development thereof for oil and gas DEVELOPMENT shall be deemed to have a landowner's proportionate royalty of:

(A) twelve and one-half percent FOR A GAS WELL, THIRTEEN percent until such time as the consenting owners recover, only out of the nonconsenting owner's proportionate seven-eighths EIGHTY-SEVEN-PERCENT share of production, the costs specified in subsection (7)(b) of this section; OR

(B) FOR AN OIL WELL, SIXTEEN PERCENT UNTIL THE CONSENTING OWNERS RECOVER, ONLY OUT OF THE NONCONSENTING OWNER'S PROPORTIONATE EIGHTY-FOUR-PERCENT SHARE OF PRODUCTION, THE COSTS SPECIFIED IN SUBSECTION (7)(b) OF THIS SECTION.

(II) After".

Amendment No. 10, by Representative McLachlan.

Amend reengrossed bill, page 21, after line 2 insert:

"(c) NOTHING IN THIS ARTICLE 60 ALTERS THE AUTHORITY FOR THE REGULATION OF AIR POLLUTION ON THE SOUTHERN UTE INDIAN RESERVATION AS SET FORTH IN ARTICLE 62 OF TITLE 24 AND PART 13 OF ARTICLE 7 OF TITLE 25.".

Page 21, lines 13 and 14, strike "ALL AFFECTED LOCAL GOVERNMENTS" and substitute "THE LOCAL GOVERNMENT WITH JURISDICTION".

Page 21, line 15, strike "GOVERNMENTS" and substitute "GOVERNMENT'S".

Page 21 line 16, strike "NO AFFECTED LOCAL GOVERNMENT REGULATES" and substitute "THE LOCAL GOVERNMENT WITH JURISDICTION DOES NOT REGULATE".

Page 22, line 23, strike "shooting" and substitute "shooting STIMULATING".

Page 27, line 5, after "AS" insert "SURFACE".

Page 27, line 7, strike "WELL" and substitute "WELD".

Amendment No. 11, by Representative Becker.

Amend reengrossed bill, page 8, line 2, strike "OIL AND GAS OPERATIONS" and substitute "THE SURFACE IMPACTS OF OIL AND GAS OPERATIONS IN A REASONABLE MANNER".
Page 8, line 5, after the period insert "NOTHING IN THIS SUBSECTION (1)(h) IS INTENDED TO ALTER, EXPAND, OR DIMINISH THE AUTHORITY OF LOCAL GOVERNMENTS TO REGULATE AIR QUALITY UNDER SECTION 25-7-128.".

Amendment No. 12, by Representative Becker.

Amend reengrossed bill, page 21, lines 26 and 27, strike "LAW BUT SUBJECT TO SUBSECTION (1)(I)(III)(B) OF THIS SECTION," and substitute "LAW, INCLUDING SUBSECTION (11) OF THIS SECTION,".

Page 22, line 4, strike "REFUSE TO ISSUE A PERMIT" and substitute "DELAY THE FINAL DETERMINATION REGARDING A PERMIT APPLICATION".

Page 23, lines 6 and 7, strike "NOT ACT ARBITRARILY OR CAPRICIOUSLY IN REGULATING OIL AND GAS OPERATIONS SO AS" and substitute "REGULATE OIL AND GAS OPERATIONS IN A REASONABLE MANNER".

Amendment No. 13, by Representative Jaquez Lewis.

Amend reengrossed bill, page 6, strike lines 11 and 12 and substitute "COMPOUNDS, AND OXIDES OF NITROGEN FROM OIL AND NATURAL GAS EXPLORATION AND PRODUCTION FACILITIES AND NATURAL GAS FACILITIES IN THE PROCESSING, GATHERING AND BOOSTING, STORAGE, AND TRANSMISSION SEGMENTS OF THE NATURAL GAS SUPPLY CHAIN."

Page 6, lines 13 and 14, strike "LEAK DETECTION AND REPAIR".

Page 6, strike lines 17 through 19 and substitute:

"(A) A REQUIREMENT THAT LEAK DETECTION AND REPAIR INSPECTIONS OCCUR AT ALL WELL PRODUCTION FACILITIES ON, AT A MINIMUM, A SEMIANNUAL BASIS OR THAT AN ALTERNATIVE APPROVED INSTRUMENT MONITORING METHOD IS IN PLACE PURSUANT TO EXISTING RULES."

Page 6, line 22, strike the third "AND".

Page 6, strike line 27 and substitute "DWELLINGS; AND"

(D) A REQUIREMENT TO REDUCE EMISSIONS FROM PNEUMATIC DEVICES. THE COMMISSION SHALL CONSIDER REQUIRING OIL AND GAS OPERATORS, UNDER APPROPRIATE CIRCUMSTANCES, TO USE PNEUMATIC DEVICES THAT DO NOT VENT NATURAL GAS.

Page 7, strike lines 12 through 14 and substitute "AIR POLLUTION FROM OIL AND GAS FACILITIES LISTED IN SUBSECTION (10)(A) OF THIS SECTION, INCLUDING DURING PRE-PRODUCTION ACTIVITIES, DRILLING, AND COMPLETION."

Amendment No. 14, by Representative McKean.

Amend reengrossed bill, page 9, line 6, strike "LOCAL GOVERNMENTS HAVE" and substitute "A LOCAL GOVERNMENT WITHIN ITS RESPECTIVE JURISDICTION HAS".

Page 9, line 19 after "LOCATION" insert "WITHIN ITS RESPECTIVE JURISDICTION".

Page 9, line 24, after "GOVERNMENT" insert "HAVING LAND USE JURISDICTION".

Page 28, line 25, strike "WITH" and substitute "HAVING".

Page 29, line 1, strike "WITH" and substitute "HAVING".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

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AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Saine, Van Winkle, Soper, Geitner, Baisley, Beckman, Bockenfeld, Buck, Carver, Catlin, Humphrey, Landgraf, Larson, Lewis, Liston, McKeen, Neville, Pelton, Ransom, Rich, Sandridge, Will, Williams, and Wilson moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 33, strike lines 21 through 26 and substitute:

"SECTION 17. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to conduct occurring on or after the applicable effective date of this act, including determinations of applications pending on the effective date."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 21, line 5, strike "and (20)" and substitute "(20), and (21)".

page 28, after line 13 insert:

"(21) The State is liable for any takings that may result from the enactment of Senate Bill 19-181, as enacted in 2019."

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 33, after line 20 insert:

"SECTION 18. Effective date. (1) Except as specified in subsection (2) of this section, this act takes effect upon passage.

   (2) This act takes effect only if the executive director of the department of revenue:
(a) Determines that a severance tax on renewable energy has become law; and

(b) Notifies the revisor of statutes in writing of the executive director's determination by e-mailing the determination to revisorofstatutes.ga@state.co.us.".

Renumber succeeding sections accordingly.

The amendment was declared **lost** by the following roll call vote:

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Representative Williams moved to amend the report of the committee of the whole to reverse the action taken by the committee in not adopting the following Williams amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 33, after line 20 insert:

"SECTION 18. Effective date. (1) Except as specified in subsection (2) of this section, this act takes effect upon passage.

(2) This act takes effect only if the executive director of the department of revenue:

(a) Determines that a renewable energy fuels tax has become law; and

(b) Notifies the revisor of statutes in writing of the executive director's determination by e-mailing the determination to revisorofstatutes.ga@state.co.us.".

Renumber succeeding sections accordingly.

The amendment was declared **lost** by the following roll call vote:

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</table>
Representative Pelton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Pelton amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 22, line 3, after "EFFECTIVE," insert "UNLESS THE OIL AND GAS OPERATIONS COVERED BY A PERMIT APPLICATION ARE LOCATED IN AN AREA THAT IS SUBJECT TO THE PREVENTION OF SIGNIFICANT DETERIORATION PROGRAM SPECIFIED IN PART 2 OF ARTICLE 7 OF TITLE 25,"

The amendment was declared lost by the following roll call vote:

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Representative Liston moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Liston amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.
Amend reengrossed bill, page 9, line 26, strike "(3)" and substitute "(5)".

Page 10, line 8, strike "(3)" and substitute "(5)".

Page 17, after line 6 insert:

"(3) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE DIRECTOR OF THE COMMISSION SHALL SUBMIT A QUARTERLY REPORT TO THE GENERAL ASSEMBLY REGARDING THE FOLLOWING INFORMATION AS IT RELATES TO THE MOST RECENT CALENDAR QUARTER:

(a) THE NUMBER OF DRILL RIGS OPERATING IN COLORADO; AND

(b) THE NUMBER OF EMPLOYEES WORKING IN COLORADO, AND THE STANDARD INDUSTRIAL CODES ASSOCIATED WITH THEIR EMPLOYERS, EITHER WHO ARE DIRECTLY EMPLOYED BY THE OIL AND GAS INDUSTRY OR WHOSE EMPLOYMENT IS INDIRECTLY ASSOCIATED WITH THE OIL AND GAS INDUSTRY."

Renumber succeeding subsections accordingly.

Page 17, line 23, strike "(3)" and substitute "(4)".

Page 18, line 9, strike "(3)(b)" and substitute "(5)(b)".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 12, line 10, after "(5.5)," insert "(6.5),".

Page 13, after line 14 insert:

"(6.5) "Oil and gas operations" means:
(a) Exploration for oil and gas, including the conduct of seismic operations and the drilling of test bores; the siting, drilling, deepening, recompletion, reworking, or abandonment of an oil and gas well, underground injection well, or gas storage well; production operations related to any such well including the installation of flow lines and gathering systems; the generation, transportation, storage, treatment, or disposal of exploration and production wastes; and any construction, site preparation, or reclamation activities associated with such operations; AND

(b) THE PRODUCTION OF ELIGIBLE ENERGY RESOURCES AS THAT TERM IS DEFINED IN SECTION 40-2-124 (1)(a)."

The amendment was declared lost by the following roll call vote:

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Representative Saine and Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 22, strike line 11 and substitute
"CONSULTATION; EXCEPT THAT A PERMIT APPLICATION IS NOT SUBJECT TO DELAY PURSUANT TO THIS SUBSECTION (1)(I)(III)(A) IF: THE PERMIT APPLICANT HAS OR OBTAINS A LOCAL GOVERNMENT LAND USE PERMIT APPROVED BY THE LOCAL GOVERNMENT WITH JURISDICTION; AN OPERATOR AGREEMENT WITH THE RELEVANT LOCAL GOVERNMENT; OR THE OIL AND GAS FACILITIES AND OIL AND GAS LOCATIONS SUBJECT TO THE APPLICATION ARE LOCATED WITHIN AN OIL AND GAS OPERATIONS AREA THAT IS SUBJECT TO A SITE-SPECIFIC DEVELOPMENT PLAN THAT HAS BEEN APPROVED BY THE LOCAL GOVERNMENT WITH JURISDICTION.".

The amendment was declared lost by the following roll call vote:
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 7, line 16, strike "and (3)" and substitute "(3), and (4)".

Page 10, after line 22 insert:

"(4) A LOCAL GOVERNMENT SHALL APPROVE AN APPLICATION FOR THE LOCATION AND SITING OF AN OIL AND GAS FACILITY OR OIL AND GAS LOCATION UNLESS THE DIVISION OF ADMINISTRATION IN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT HAS SUBMITTED TO THE DIRECTOR OF THE OIL AND GAS CONSERVATION COMMISSION AMBIENT AIR QUALITY MONITORING DATA THAT DEMONSTRATES THAT THE APPROVAL OF THE LOCATION OR SITING IS REASONABLY LIKELY TO CREATE AN ELEVATED RISK TO HUMAN HEALTH."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 32, line 21, strike "REQUIREMENTS." and substitute "REQUIREMENTS IF THE DIVISION OF ADMINISTRATION IN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT HAS SUBMITTED TO THE DIRECTOR AMBIENT AIR QUALITY MONITORING DATA THAT DEMONSTRATES THAT THE CURRENT AIR QUALITY WITHIN THE LOCAL GOVERNMENT'S BOUNDARIES, AS COMPARED WITH A BASELINE OF AIR QUALITY BEFORE THE INITIATION OF OIL AND GAS OPERATIONS IN THE LOCAL GOVERNMENT'S BOUNDARIES:"
(a) creates an elevated risk to human health; and
(b) The increased risk is reasonably attributable to oil
and gas operations in the local government's boundaries.".

The amendment was declared **lost** by the following roll call vote:

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Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 5, strike line 1.

The amendment was declared **lost** by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend engrossed bill, page 33, line 21, strike "This" and substitute "(1) Except as described in subsection (2) of this section, this".

Page 33, after line 23, insert:

"(2) This act does not apply to a small rural county with a population of fewer than 25,000 people."

The amendment was declared lost by the following roll call vote:

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Speaker N

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-181, to show that said amendment passed, and that SB 19-181, as amended, passed.

Amend reengrossed bill, page 12, strike "portion, (5.5), (11), (12), and (13);" and substitute "portion and (5.5);".

Page 13, strike lines 15 through 27.

Strike page 14.

Page 15, strike lines 1 through 8.

The amendment was declared lost by the following roll call vote:
ADOPITION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<th>YES 43</th>
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Speaker Y
REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1227 be referred to the Committee of the Whole with favorable recommendation.

HB19-1230 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 2, line 7, strike "FACILITY FOR" and substitute "SPACE TO FACILITATE".

Page 2, lines 7 and 8, strike "IN A HOSPITALITY SPACE".

Page 2, line 13, after "OR" insert "A PERMANENT FACILITY LICENSED FOR THE".

Page 3, line 10, after "A" insert "FIXED PREMISES".

Page 3, line 22, after "(3)(a)(XXV)" insert "and (3)(a)(XXVI)".

Page 4, strike lines 23 and 24 and substitute "LICENSES, INCLUDING BUT NOT LIMITED TO:

   (A) GENERAL INSURANCE LIABILITY REQUIREMENTS;
   (B) A SALES LIMIT PER TRANSACTION FOR RETAIL MARIJUANA,
       RETAIL MARIJUANA".

Page 5, strike lines 1 through 5 and substitute "STATE LICENSING AUTHORITY MUST BE A COMMERCIALM REASONABLE SERVING AMOUNT OF RETAIL MARIJUANA, RETAIL MARIJUANA CONCENTRATE, OR RETAIL MARIJUANA PRODUCT;
   (C) RESTRICTIONS ON THE TYPE OF ANY RETAIL MARIJUANA,".

Page 5, line 7, strike "MUST INCLUDE" and substitute "INCLUDING".

Page 5, line 9, strike "ESTABLISHMENT." and substitute "ESTABLISHMENT;
   (D) PROHIBITIONS ON SALES OR MANUFACTURING ACTIVITY THAT WOULD REQUIRE ADDITIONAL LICENSURE ON THE PREMISES; AND
   (E) RULES TO ENSURE COMPLIANCE WITH SECTION 42-4-1305.5.
   (XXVI) FOR MOBILE LEGAL MARIJUANA ESTABLISHMENTS, REGULATIONS INCLUDING BUT NOT LIMITED TO REGISTRATION OF VEHICLES AND PROPER DESIGNATION OF VEHICLES USED AS A MOBILE HOSPITALITY SPACE, SURVEILLANCE CAMERAS, GPS TRACKING, COMPLIANCE WITH SECTION 42-4-1305.5, ENSURING ACTIVITY IS NOT VISIBLE OUTSIDE OF THE VEHICLE, PROPER VENTILATION, AND THAT THE ROUTES OF THE VEHICLE ARE ENTERED IN THE SEED-TO-SALE TRACKING SYSTEM IN A MANNER SIMILAR TO A TRANSPORT MANIFEST.".

Page 10, line 12, strike "OR".
Page 10, line 14, strike "ESTABLISHMENT." and substitute "ESTABLISHMENT;
(c) ALLOW THE SMOKING OF TOBACCO OR TOBACCO PRODUCTS IN
THE HOSPITALITY SPACE OF THE ESTABLISHMENT; OR
(d) ALLOW ANY SALES OR MANUFACTURING ACTIVITY THAT
WOULD REQUIRE AN ADDITIONAL LICENSE UNDER THIS ARTICLE 12 IN THE
HOSPITALITY SPACE OF THE ESTABLISHMENT.".

Page 10, line 22, strike "SERVE" and substitute "FACILITATE".

Page 11, strike lines 9 and 10 and substitute "THE ESTABLISHMENT.".

Page 12, line 11, after "EMPLOYEES" insert "AND PATRONS".

Page 16, line 20, strike "OR".

Page 16, line 24, strike "ESTABLISHMENT." and substitute "ESTABLISHMENT;
(c) ALLOW THE SMOKING OF TOBACCO OR TOBACCO PRODUCTS IN
THE HOSPITALITY SPACE OF THE ESTABLISHMENT; OR
(d) ALLOW ANY SALES OR MANUFACTURING ACTIVITY THAT
WOULD REQUIRE AN ADDITIONAL LICENSE UNDER THIS ARTICLE 12 IN THE
HOSPITALITY SPACE OF THE ESTABLISHMENT.".

Page 17, line 22, strike "SERVE" and substitute "FACILITATE".

Page 18, strike lines 9 and 10 and substitute "THE ESTABLISHMENT.".

Page 18, lines 25 and 26, strike "RETAIL MARIJUANA CONCENTRATE OR
RETAIL MARIJUANA PRODUCTS" and substitute "LEGAL MARIJUANA".

Page 19, line 13, after "EMPLOYEES" insert "AND PATRONS".

Page 20, line 22, strike "THE" and substitute "IF AUTHORIZED BY LOCAL
ORDINANCE, LICENSE, OR REGULATION, THE".

Page 20, line 25, strike "44-11-409." and substitute "44-11-409; EXCEPT
THAT THIS EXCEPTION ONLY APPLIES TO THE SMOKING OF MARIJUANA AND
DOES NOT ALLOW THE SMOKING OF TOBACCO WITHIN SUCH SPACES.".

Page 20, after line 25 insert:

"SECTION 11. In Colorado Revised Statutes, 44-11-1101, amend (2) introductory portion, (2)(b)(IV), and (2)(b)(V); and add (2)(b)(VI) as follows:

44-11-1101. Responsible vendor program - standards - designation. (2) An approved training program shall MUST contain, at a minimum, the following standards and shall MUST be taught in a classroom setting in a minimum of a two-hour period:
(b) A core curriculum of pertinent statutory and regulatory provisions, which curriculum includes, but need not be limited to:
(IV) Acceptable forms of identification, including patient registry cards and associated documents and procedures; and
(V) Local and state licensing and enforcement, which may
include, but need not be limited to, key statutes and rules affecting patients, owners, managers, and employees; AND

(VI) INFORMATION ON SERVING SIZE, THC AND CBD POTENCY, AND IMPAIRMENT.".

Renumber succeeding section accordingly.

Strike "CANNABIS" and substitute "MARIJUANA" on: Page 2, lines 7, 13, 17, 23, and 24; Page 3, lines 9, 18, 19, and 26; Page 4, lines 4, 21, 22, and 26; Page 5, lines 20, 21, and 27; Page 6, lines 8, 15, 22, 24, and 27; Page 7, lines 8, 11, and 18; Page 8, lines 5, 7, 20, and 23; Page 9, line 25; Page 10, lines 6, 8, 11, 13, 15, and 19; Page 11, lines 11, 15, 16, 17, and 25; Page 12, lines 4, 5, 10, 17, and 23; Page 13, lines 4, 6, 11, 18, and 24; Page 14, lines 4 and 11; Page 15, line 1; Page 16, lines 2, 10, 12, 15, and 25; Page 17, lines 1, 13, and 19; Page 18, lines 11, 15, 16, and 17; Page 19, lines 5, 12, 19, and 20; and Page 20, lines 7, 8, 22, and 24.

Strike "cannabis" and substitute "marijuana" on: Page 6, line 19; and Page 12, line 14.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1176 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) Health care costs continue to rise at unsustainable levels that exceed the rate of economic growth in the United States and that require increasingly large portions of the state's budget;

(b) Recent polls of Americans from all demographics indicate that access to affordable health care is a major concern for a substantial majority of those polled;

(c) Colorado's rural residents pay disproportionately higher premiums than urban residents for health insurance and often lack access to adequate health care services;

(d) According to a recent Colorado Health Institute study, there are approximately three hundred fifty thousand Coloradans without health insurance, and there are approximately eight hundred fifty thousand Coloradans who are underinsured in that their health insurance has high deductibles or other coinsurance requirements that result in unaffordable out-of-pocket expenditures; and

(e) Coloradans need facts to determine the most cost-effective method of financing health care that ensures that all Coloradans have access to adequate and affordable health care.
SECTION 2. In Colorado Revised Statutes, add article 11 to title 25.5 as follows:

ARTICLE 11

Health Care Cost Savings Act

25.5-11-101. Short title. The short title of this article 11 is the "Health Care Cost Savings Act of 2019".

25.5-11-102. Definitions. As used in this article 11, unless the context otherwise requires:

(1) "At-risk insured" means a resident of Colorado who is not underinsured because the individual has few medical needs but who would be underinsured if the individual developed a serious medical condition.

(2) "Federal act" means the federal "Patient Protection and Affordable Care Act", Pub.L. 111-148, as amended by the federal "Health Care and Education Reconciliation Act of 2010", Pub.L. 111-152.

(3) "Health benefit exchange" means the Colorado health benefit exchange created in article 22 of title 10.

(4) "Medicaid" means the program established pursuant to the "Colorado Medical Assistance Act", articles 4, 5, and 6 of this title 25.5:

(5) "Medicare" means federal insurance or assistance as provided by Title XVIII of the federal "Social Security Act", as amended, 42 U.S.C. Sec. 1395 et seq.

(6) "Public option system" means a health care system under which every resident of the state is able to purchase a health benefit plan managed by the state or through the health benefit exchange.

(7) "Task force" means the health care cost analysis task force created in section 25.5-11-103.

(8) "Underinsured" means a person who has health insurance but has health care costs, including high deductibles and out-of-pocket expenses, that exceed ten percent of the person's personal income.

(9) "Universal health care" means a health care system under which every resident of the state has access to adequate and affordable health care.

25.5-11-103. Health care cost analysis task force - creation - membership - duties - reports.

(1) There is created in the state department the health care cost analysis task force for the purpose of developing comprehensive fiscal analyses of current and alternative health care financing systems.

(2) (a) On or before September 1, 2019, the president of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives shall each appoint one member of the general assembly to the task force.

(b) On or before September 1, 2019, the governor shall appoint eight members to the task force. In making the appointments, the governor shall ensure that the appointees:

(I) Have a demonstrated ability to represent the interests of all Coloradans and, regardless of the appointees' backgrounds or affiliations, are able to present objective, nonpartisan, factual, and evidence-based ideas and to objectively advise the analyst concerning the health care
FINANCING SYSTEMS; AND

(II) Reflect the social, demographic, and geographic diversity of the state.

(c) The executive directors of the department of human services, the department of public health and environment, and the state department, the commissioner of insurance, and the chief executive officer of the health benefit exchange, or their designees, shall serve on the task force.

(3) The task force shall select a chair and vice-chair from among its members. A member of the task force appointed pursuant to subsection (2)(b) of this section may be removed by a majority vote of the remaining members of the task force. If a vacancy occurs on the task force, the original appointing authority shall appoint a new member to fill the vacancy.

(4) Nonlegislative task force members are not entitled to receive per diem or other compensation for performance of services for the task force but may be reimbursed for actual and necessary expenses while engaged in the performance of official duties of the task force. Legislative task force members are reimbursed pursuant to section 2-2-307(3).

(5) The task force shall:

(a) On or before October 1, 2019, issue a competitive solicitation under the "Procurement Code", articles 101 to 112 of title 24, in order to select an analyst to provide a detailed analysis of fiscal costs and other impacts of the health care financing systems specified in this article 11;

(b) By majority vote, select and contract with an analyst who:

(I) Has experience conducting health care cost analyses;

(II) Is familiar with different methodologies used; and

(III) Is, in the opinion of the task force, employed by an organization that is nonpartisan and unbiased;

(c) On or before January 1, 2021, submit a preliminary report to the general assembly that contains the analyst's methodology for studying the health care financing systems specified in this article 11; and

(d) On or before September 1, 2021, deliver to the general assembly a final report of the task force's findings received from the analyst selected pursuant to this section.

(6) In carrying out its duties pursuant to this section, the task force may hire staff and consultants for the purposes of this article 11.

(7) The task force is subject to articles 6 and 72 of title 24.

25.5-11-104. Analyst - duties. (1) The analyst selected pursuant to section 25.5-11-103(5) shall host at least three stakeholder meetings in different geographic regions of the state to determine the methodology to be used to study the health care financing systems specified in subsection (2) of this section.

(2) The analyst shall analyze, at a minimum, the following health care systems:

(a) The current Colorado health care financing system in which residents receive health care coverage from private insurers and public programs or are uninsured;
(b) A multi-payer universal health care system in which all residents of Colorado are covered under a plan with a mandated set of benefits that is publicly and privately funded and also paid for by employer and employee contributions; and

(c) A publicly financed and privately delivered universal health care system that directly compensates providers.

(3) The analyst shall prepare a detailed analysis of each health care financing system. Each analysis may:

(a) Include the first, second, fifth, and tenth year costs;

(b) Set compensation for licensed health care providers at levels that result in net income that will attract and retain necessary health care providers;

(c) Include health care benefits reimbursed at one hundred twenty percent of Medicare rates for residents of Colorado who are temporarily living out of state;

(d) Describe and quantify the number of uninsured, underinsured, and at-risk insured individuals in each system;

(e) Include in each system the provision of benefits that are the same as the benefits required by the Federal Act;

(f) Identify health expenditures by payer;

(g) Identify out-of-pocket charges including coinsurance, deductibles, and copayments;

(h) Describe how the system provides the following:

(I) Services required by the Federal Act;

(II) Medicare-qualified services;

(III) Medicaid services and benefits equal to or greater than current services and benefits and with equivalent provider compensation rates;

(IV) Medicaid services and benefits for individuals with disabilities who do not meet asset or income qualifications, who have the right to manage their own care, and who have the right to durable medical equipment;

(V) Coverage for women's health care and reproductive services;

(VI) Vision, hearing, and dental services;

(VII) Access to primary specialty health care services in rural Colorado and other underserved areas or populations;

and

(VIII) Behavioral, mental health, and substance use disorders services;

(i) Provide a review of existing literature regarding the collateral costs to society of high health care costs, which may include:

(I) The cost of emergency room, urgent care, and intensive care treatment for individuals who are unable to afford preventive or primary care in lower-cost settings;

(II) The cost in lost time from work, decreased productivity, or unemployment for individuals who, as a result of being unable to afford preventive or primary care, develop a more severe, urgent, or disabling condition;

(III) The cost of bankruptcies caused by unaffordable medical expenses, including the cost to the individuals who are forced to file for bankruptcy and the cost to health care providers that do not get paid as a result;
The costs to and effects on individuals who do not file bankruptcies because of medical expenses and who are financially depleted by these costs;

Medical costs caused by the diversion of funds from other health determinants, such as education, safe food supply, or safe water supply; and

Other collateral costs as determined by the task force.

The analyst shall model sufficient and fair funding systems that may be viable for each system studied pursuant to this section that raise revenue from:

(a) The general fund;

(b) Federal waivers available under Medicaid and the federal act, as appropriate for each system studied;

(c) A combination of two or more of:

(I) Progressive income taxes;

(II) Payroll taxes that may be split between employer and employee; and

(III) Other taxes, including income, cigarette, alcohol, marijuana, and sugary drink taxes, and premiums based on income.

25.5-11-105. Appropriation - gifts, grants, and donations. (1) The general assembly may appropriate money to the state department for the implementation of this article 11.

(2) The state department and the task force may seek, accept, and expend gifts, grants, or donations, including in-kind donations, from private or public sources for the purposes of this article 11.

(3) The task force may use money available pursuant to subsections (1) and (2) of this section for the implementation of this article 11, to:

(a) Compensate any necessary staff and consultants hired pursuant to section 25.5-11-103 (6);

(b) Pay the analyst selected pursuant to section 25.5-11-103 (5) for the costs associated with the development of the methodology and analyses conducted pursuant to section 25.5-11-104; and

(c) Reimburse the task force members' actual and necessary expenses in performing their duties.

25.5-11-106. Repeal of article. This article 11 is repealed, effective September 1, 2022.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Amend printed bill, page 3, line 14, strike "INCLUDING" and substitute "EXCLUDING".
Page 3, line 15, strike "BENEFITS." and substitute "BENEFITS PURSUANT TO SECTION 10-16-124.5.".

Page 3, line 16, strike "TO A" and substitute "TO:
(I) A".

Page 3, line 19, strike "GROUP." and substitute "GROUP;
(II) A NONPROFIT HEALTH MAINTENANCE ORGANIZATION OPERATED BY OR UNDER THE CONTROL OF THE DENVER HEALTH AND HOSPITAL AUTHORITY CREATED BY ARTICLE 29 OF TITLE 25 OR ANY SUBSIDIARY OF THE AUTHORITY; OR
(III) CARRIERS, ORGANIZATIONS, AND MEDICAL BENEFITS SUBJECT TO THE "WORKERS' COMPENSATION ACT OF COLORADO", ARTICLES 40 TO 47 OF TITLE 8.".

Page 4, after line 5 insert:
"(III) WHEN POSTING PRIOR AUTHORIZATION REQUIREMENTS AND RESTRICTIONS PURSUANT TO THIS SUBSECTION (2)(a) OR SUBSECTION (2)(b) OF THIS SECTION, A CARRIER IS NEITHER REQUIRED TO POST NOR PROHIBITED FROM POSTING THE PRIOR AUTHORIZATION REQUIREMENTS AND RESTRICTIONS ON A PUBLIC-FACING PORTION OF ITS WEBSITE.".

Page 4, line 12, strike "25-37-104 (1);" and substitute "25-37-102 (9)(c) OR 25-37-104 (1), AS APPLICABLE;".

Page 4, line 18, strike "POST ON ITS WEBSITE" and substitute "POST, ON A PUBLIC-FACING PORTION OF ITS WEBSITE,".

Page 4, line 19, strike "REQUESTS" and substitute "REQUESTS, INCLUDING REQUESTS FOR DRUG BENEFITS PURSUANT TO SECTION 10-16-124.5,".

Page 4, strike line 21 and substitute "CATEGORIES, IN THE AGGREGATE:".

Page 4, line 25, after "DENIALS" insert "SPECIFIED UNDER SUBSECTION (2)(c)(I)(C) OF THIS SECTION THAT ARE".

Page 5, line 7, strike "Nonurgent, urgent, and emergency" and substitute "Nonurgent and urgent".

Page 5, line 12, strike "TWO" and substitute "FIVE".

Page 5, line 18, strike "TWO" and substitute "FIVE".

Page 5, line 21, after "DENIED;" add "AND".

Page 5, lines 24 and 25, strike "ONE CALENDAR DAY" and substitute "TWO BUSINESS DAYS BUT NOT LONGER THAN SEVENTY-TWO HOURS".

Page 6, lines 3 and 4, strike "ONE CALENDAR DAY" and substitute "TWO BUSINESS DAYS BUT NOT LONGER THAN SEVENTY-TWO HOURS".

Page 6, strike lines 7 through 14 and substitute "DENIED.".

Page 7, strike lines 2 through 5.
Reletter succeeding paragraphs accordingly.

Page 7, strike lines 12 and 13 and substitute "AUTHORIZATION REQUEST BASED ON A GROUND SPECIFIED IN SECTION 10-16-113 (3)(a), THE NOTIFICATION IS SUBJECT TO THE REQUIREMENTS OF SECTION 10-16-113 (3)(a) AND COMMISSIONER".

Page 7, line 14, strike "ALSO" and substitute "MUST".

Page 7, line 20, strike "(3)(d)(II)" and substitute "(3)(c)(II)".

Page 8, line 7, strike "LIMIT" and substitute "CONSIDER LIMITING".

Page 8, line 10, strike "FACTORS." and substitute "FACTORS AND PRESENT OPPORTUNITIES FOR IMPROVEMENT IN ADHERENCE TO THE CARRIER'S ORGANIZATION'S PRIOR AUTHORIZATION REQUIREMENTS.".

Page 8, line 11, strike "SHALL EXEMPT" and substitute "MAY OFFER PROVIDERS WITH A HISTORY OF ADHERENCE TO THE CARRIER'S ORGANIZATION'S PRIOR AUTHORIZATION REQUIREMENTS AT LEAST ONE ALTERNATIVE TO PRIOR AUTHORIZATION, INCLUDING AN EXEMPTION".

Page 8, line 12, after "REQUIREMENTS" insert "FOR".

Page 8, line 17, after "FROM" insert "OR OTHER ALTERNATIVE TO".

Page 8, strike lines 24 through 26.

Page 9, line 3, strike "PRESCRIBED OR ORDERED" and substitute "AUTHORIZED".

Page 9, line 8, strike "STATUS OF" and substitute "COVERAGE OF OR APPROVAL CRITERIA FOR".

Page 9, strike lines 9 and 10 and substitute "HEALTH CARE SERVICE, THE CHANGE IN COVERAGE OR APPROVAL CRITERIA DOES NOT AFFECT A COVERED PERSON".

Page 9, after line 12 insert:

"(c) SUBSECTIONS (5)(a) AND (5)(b) OF THIS SECTION DO NOT APPLY IF:

(I) THE PRIOR AUTHORIZATION APPROVAL WAS BASED ON FRAUD;

(II) THE PROVIDER NEVER PERFORMED THE SERVICES THAT WERE REQUESTED FOR PRIOR AUTHORIZATION;

(III) THE SERVICE PROVIDED DID NOT ALIGN WITH THE SERVICE THAT WAS AUTHORIZED;

(IV) THE PERSON RECEIVING THE SERVICE NO LONGER HAD COVERAGE UNDER THE HEALTH COVERAGE PLAN ON OR BEFORE THE DATE THE SERVICE WAS DELIVERED; OR

(V) THE COVERED PERSON'S BENEFIT MAXIMUMS WERE REACHED ON OR BEFORE THE DATE THE SERVICE WAS DELIVERED.".

Page 10, line 2, after "DETERMINATION" insert "BY THE CARRIER".

Page 10, line 3, after "PARTICULAR" insert "COVERED".
Page 10, line 8, strike "PRACTICE;" and substitute "PRACTICE AND
APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION OR OTHER
REQUIRED AGENCY;".

Page 10, strike line 10 and substitute "EXTENT, SERVICE SITE, AND LEVEL
AND DURATION OF SERVICE;
(III) KNOWN TO BE EFFECTIVE IN IMPROVING HEALTH, AS PROVEN
BY SCIENTIFIC EVIDENCE;
(IV) THE MOST APPROPRIATE SUPPLY, SETTING, OR LEVEL OF
SERVICE THAT CAN BE SAFELY PROVIDED GIVEN THE PATIENT'S CONDITION
AND THAT CANNOT BE OMITTED;
(V) NOT EXPERIMENTAL OR INVESTIGATIONAL;
(VI) NOT MORE COSTLY THAN AN ALTERNATIVE DRUG, SERVICE,
SERVICE SITE, OR SUPPLY THAT IS NOT CONTRAINDICATED FOR THE
PATIENT'S CONDITION OR SAFETY AND IS AT LEAST AS LIKELY TO PRODUCE
EQUIVALENT THERAPEUTIC OR DIAGNOSTIC RESULTS AS TO THE DIAGNOSIS
OR TREATMENT OF AN ILLNESS, INJURY, DISEASE, OR SYMPTOM; AND".

Renumber succeeding subparagraph accordingly.

Page 11, strike line 6 and substitute "FUNCTION;
(II) FOR A PERSON WITH A PHYSICAL OR MENTAL DISABILITY,
CREATE AN IMMEDIATE AND SUBSTANTIAL LIMITATION ON THE PERSON'S
EXISTING ABILITY TO LIVE INDEPENDENTLY; OR".

Renumber succeeding subparagraph accordingly.

HB19-1253 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 3, after line 5 insert:
"(4) (a) THE DIVISION SHALL PROVIDE INFORMATION TO THE
PUBLIC ON THE ACCESS OF A LIVING ORGAN DONOR TO INSURANCE AS
SPECIFIED IN THIS SECTION. IF THE DIVISION RECEIVES MATERIALS
RELATED TO LIVE ORGAN DONATION FROM A RECOGNIZED LIVE ORGAN
DONATION ORGANIZATION, THE DIVISION SHALL MAKE THE MATERIALS
AVAILABLE TO THE PUBLIC.
(b) IF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
RECEIVES MATERIALS RELATED TO LIVE ORGAN DONATION FROM A
RECOGNIZED LIVE ORGAN DONATION ORGANIZATION, THE DEPARTMENT OF
PUBLIC HEALTH AND ENVIRONMENT SHALL MAKE THE MATERIALS
AVAILABLE TO THE PUBLIC.
(c) THE DIVISION AND THE DEPARTMENT OF PUBLIC HEALTH AND
ENVIRONMENT MAY SEEK AND ACCEPT GIFTS, GRANTS, OR DONATIONS
FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS
SUBSECTION (4).".

Page 3, line 6, strike "(4)" and substitute "(5)".

Page 3, strike lines 17 through 24.

Renumber succeeding section accordingly.
After consideration on the merits, the Committee recommends the following:

**HB19-1244** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 4, strike "NOT MORE THAN THIRTY DAYS" and substitute "AS SOON AS IS PRACTICABLE".

Page 4, lines 10 and 11, strike "NOT MORE THAN ONE YEAR AFTER RECEIVING A GRANT FROM THE PROGRAM," and substitute "IN ACCORDANCE WITH A SCHEDULE TO BE DETERMINED PURSUANT TO RULES PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT,".

Page 4, lines 21 and 22, strike "THE EFFECTIVE DATE OF THIS SUBSECTION (7), AS AMENDED," and substitute "NOVEMBER 1, 2021,".

Page 5, line 7, after "CORRECTIONS," insert "THE DEPARTMENT OF REVENUE, ".

**SB19-064** be referred favorably to the Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

**HB19-1237** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 8, line 15, strike "SERVICES;" and substitute "SERVICES THAT IS NOT A COMMUNITY HEALTH CENTER;".

Page 8, line 17, strike "SERVICES;" and substitute "SERVICES THAT IS NOT A COMMUNITY HEALTH CENTER;".

Page 8, after line 21, insert:

"(G) ONE MEMBER THAT REPRESENTS A SUBSTANCE USE TREATMENT PROVIDER FROM A RURAL OR FRONTIER COUNTY;

(H) ONE MEMBER WHO IS A CONSUMER WHO HAS EXPERIENCE LIVING WITH A SUBSTANCE USE DISORDER;"

Reletter succeeding sub-subparagraphs accordingly.

Page 32, strike lines 25 through 27 and substitute:

"SECTION 25. Act subject to petition - effective date. Except as provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after
final adjournment of the general assembly (August 2, 2019, if
adjournment sine die is on May 3, 2019); except that, if a referendum
petition is filed pursuant to section 1 (3) of article V of the state
constitution against this act or an item, section, or part of this act within
such period, then the act, item, section, or part will not take effect unless
approved by the people at the general election to be held in November
2020 and, in such case, will take effect on the date of the official
declaration of the vote thereon by the governor.

(2) Sections 5 through 8 of this act take effect July 1, 2021, and
sections 9 through 24 of this act take effect July 1, 2022."

Strike page 33.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the
following:

HB19-1247 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 2, line 6, strike "THE" and substitute "SUBJECT
TO SUBSECTION (4) OF THIS SECTION, THE".

Page 2, strike line 7 and substitute "AGRICULTURE SHALL APPOINT AND
CONVENE AN".

Page 3, line 3, after "2020," insert "SUBJECT TO SUBSECTION (4) OF THIS
SECTION,".

Page 3, after line 8 insert:

"(4) (a) THE COMMISSIONER OF AGRICULTURE MAY SEEK, ACCEPT,
AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC
SOURCES FOR THE PURPOSES OF THIS SECTION. THE COMMISSIONER SHALL
NOT CONDUCT THE STUDY UNTIL THE COMMISSIONER HAS RECEIVED
SUFFICIENT MONEY PURSUANT TO THIS SUBSECTION (4) TO CONDUCT THE
STUDY.

(b) THIS SUBSECTION (4) WILL BE REPEALED IF THE COMMISSIONER
DELIVERS THE REPORT SPECIFIED IN SUBSECTION (3) OF THIS SECTION OR
IF THE COMMISSIONER DETERMINES THAT INSUFFICIENT MONEY HAS BEEN
RECEIVED TO CONDUCT THE STUDY. THE COMMISSIONER SHALL NOTIFY
THE REVISOR OF STATUTES IN WRITING OF THE DATE ON WHICH A
CONDITION SPECIFIED IN THIS SUBSECTION (4) HAS OCCURRED BY
E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@STATE.CO.US. THIS
SUBSECTION (4) IS REPEALED, EFFECTIVE THE SEPTEMBER 1 FOLLOWING
THE DATE IDENTIFIED IN THE NOTICE THAT A CONDITION SPECIFIED IN THIS
SUBSECTION (4)(b) HAS OCCURRED OR, IF THE NOTICE DOES NOT SPECIFY
THAT DATE, FOLLOWING THE DATE OF THE NOTICE TO THE REVISOR OF
STATUTES.".

Renumber succeeding subsection accordingly.
 STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1124 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) The federal government does not have the authority to command state or local officials to enforce or administer a federal regulatory program, as doing so would violate the tenth amendment of the United States constitution; and

(b) Colorado has the right to be free from mandates or financial obligations to perform the duties of the federal government, or to be threatened or coerced to do so by withholding federal funding; and

(c) Any requirement that public safety agencies play a role in enforcing federal civil immigration laws can undermine public trust; and

(d) Coloradans have constitutional rights to due process and protection against unlawful detainment and seizures; and

(e) The Colorado judicial system serves as a vital forum for ensuring access to justice that is secured by section 6 of article II of the state constitution; and

(f) In times of crisis, Colorado courts are the main points of contact for the most vulnerable, including crime victims, victims of sexual abuse and domestic violence, witnesses to crimes who are aiding law enforcement, limited English speakers, unrepresented litigants, and children and families, who seek justice and due process of law.

(2) Therefore, it is necessary to adopt this act to promote public safety, the protection of civil liberties, and to further the preservation of the peace, health, and safety of Colorado.

SECTION 2. In Colorado Revised Statutes, add article 76.6 to title 24 as follows:

ARTICLE 76.6
Prioritizing State Enforcement of Civil Immigration Law

24-76.6-101. Definitions. As used in this Article 76.6, unless the context otherwise requires:

(1) "Civil immigration detainer" means a written request issued by federal immigration enforcement authorities pursuant to 8 CFR 287.7 to law enforcement officers to maintain custody of an individual beyond the time when the individual is eligible for release from custody, including any request for law enforcement agency action, warrant for arrest of alien, order to detain or release alien, or warrant of removal/deportation on any form promulgated by federal immigration enforcement authorities.

(2) "Eligible for release from custody" means that an individual may be released from custody because one of the following conditions has occurred:

(a) All criminal charges against the individual have been dropped or dismissed;
(b) The individual has been acquitted of all criminal charges filed against him or her;
(c) The individual has served all the time required for his or her sentence;
(d) The individual has posted a bond or has been released on his or her own recognizance;
(e) The individual has been referred to pretrial diversion services; or
(f) The individual is otherwise eligible for release under state or municipal law.

(3) "Law enforcement officer" means a peace officer employed by the Colorado State Patrol, a municipal police department, a town marshal's office, or a county sheriff's department.

(4) "Nonpublic area" means any area of the facility that is not generally open and accessible to the general public but instead requires special permission for admittance by a law enforcement officer or facility employee on an individual basis.

(5) "Personal information" means any confidential identifying information about an individual, including but not limited to home or work contact information; family or emergency contact information; probation meeting date and time; community corrections locations; community corrections meeting date and time; or the meeting date and time for criminal court-ordered classes, treatment, and appointments.

24-76.6-102. Civil immigration detainers - legislative declaration. (1) Legislative declaration. The general assembly finds and declares that:

(a) Federal immigration authorities at times submit requests to state and local law enforcement agencies to detain an inmate after the inmate is eligible for release from custody. Continued detention of an inmate under a federal civil immigration detainer constitutes a new arrest under state law and a seizure under the fourth amendment of the United States constitution.

(b) Requests for civil immigration detainers are not warrants under Colorado law. A warrant is a written order by a judge directed to a law enforcement officer commanding the arrest of the person named, as defined in section 16-1-104 (18). None of the civil immigration detainer requests received from the federal immigration authorities are reviewed, approved, or signed by a judge as required by Colorado law. The continued detention of an inmate at the request of federal immigration authorities beyond when he or she would otherwise be released constitutes a warrantless arrest, which is unconstitutional, People v. Burns, 615 P.2d 686, 688 (Colo. 1980).

(2) A law enforcement officer shall not arrest or detain an individual on the basis of a civil immigration detainer request.

(3) Nothing in this section precludes any law enforcement officer or employee from cooperating or assisting federal immigration enforcement authorities in the execution of a warrant issued by a federal judge or magistrate or honoring any writ issued by any state or federal judge concerning the transfer of a prisoner to or from federal custody.
(4) Nothing in this section precludes any law enforcement officer from investigating or enforcing any criminal law or from participating in coordinated law enforcement actions with federal law enforcement agencies in the enforcement of local, state, or federal criminal laws.

24-76.6-103. Limitations on access to nonpublic areas of jails and related facilities. (1) (a) A law enforcement officer, or other state, county, or local employee, shall not grant federal immigration authorities access to or use of the nonpublic areas of any county or local jail, custodial facility, or other law enforcement facility for the purpose of conducting investigative interviews or for any other purpose related to the enforcement of civil immigration laws unless federal immigration authorities present a warrant, writ, or other court order issued by a federal judge or magistrate.

(b) A probation officer or probation department employee shall not provide personal information about an individual to federal immigration authorities or grant access to or the use of the nonpublic areas of a probation office for the purpose of conducting investigative interviews or for any other purpose related to the enforcement of civil immigration laws unless federal immigration authorities present a warrant, writ, or other court order issued by a federal judge or magistrate.

(2) Nothing in subsection (1) of this section or in section 24-76.6-102 prevents law enforcement officers from coordinating telephone or video interviews between federal immigration authorities and individuals incarcerated in any county or local jail or other custodial facility, to the same extent as telephone or video contact with such individuals is allowed by the general public, if the individual has been advised, in the individual’s language of choice, of certain information in writing, including but not limited to:

(a) The interview is being sought by federal immigration authorities;

(b) The individual has the right to decline the interview and remain silent;

(c) The individual has the right to speak to an attorney before submitting to the interview; and

(d) Anything the individual says may be used against him or her in subsequent proceedings, including in a federal immigration court.

(3) The written advisement described in subsection (2) of this section must be provided to the inmate again when the inmate is released.

24-76.6-104. Contracts related to enforcement of federal civil immigration laws prohibited. The state or a political subdivision of the state shall not enter into a contractual agreement, including any subcontracts, that would require an employee to directly or indirectly assist in the enforcement of civil immigration laws, specifically any agreement authorized by 8 U.S.C. sec. 1357 (g), referred to as a "287g agreement". The general assembly finds this prohibition is necessary because such agreements deputize law enforcement officers to enforce federal immigration law to the extent consistent with state and local law. Colorado law expressly limits the power of sheriffs
TO ENFORCING CRIMINAL LAW, MAKING ARRESTS FOR VIOLATIONS OF CRIMINAL LAW, AND HOUSING PRISONERS FOR VIOLATIONS OF CRIMINAL LAW. THE AUTHORITY OF SHERIFFS IS LIMITED TO THE EXPRESS AUTHORITY GRANTED THEM BY THE GENERAL ASSEMBLY, CONSISTENT WITH THE COLORADO SUPREME COURT OPINIONS IN PEOPLE V. BUCKALLEW, 848 P.2d 904 (COLO. 1993) AND DOUGLASS V. KELTON, 610 P.2d 1067 (COLO. 1980). THEREFORE, 287g AGREEMENTS ARE NOT CONSISTENT WITH STATE AND LOCAL LAW.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1, strike lines 101 and 102 and substitute "CONCERNING CLARIFICATION OF THE AUTHORITY OF CRIMINAL JUSTICE OFFICIALS WITH RESPECT TO THE ENFORCEMENT OF CERTAIN FEDERAL CIVIL LAWS.".

HB19-1251 be postponed indefinitely.

SB19-078 be referred to the Committee of the Whole with favorable recommendation.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1181 be postponed indefinitely.

SB19-090 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 4, strike lines 14 through 18 and substitute:

"(11) "SHARING TERMINATION TIME" MEANS THE EARLIEST OF THE FOLLOWING EVENTS:".

Page 4, line 19, strike "(I)" and substitute "(a)."

Page 4, strike lines 21 through 24 and substitute "AGREEMENT IF THE SHARED CAR IS DELIVERED TO THE LOCATION AGREED UPON IN THE AGREEMENT;

(b) WHEN THE SHARED CAR IS RETURNED TO AN ALTERNATIVE LOCATION AS AGREED UPON BY THE SHARED CAR OWNER AND SHARED CAR DRIVER AS COMMUNICATED THROUGH A CAR SHARING PROGRAM; OR".

Page 4, line 25, strike "(III)" and substitute "(c)."
Page 5, strike line 1 and substitute:

"6-1-1203. Insurance coverage during car sharing period."

(1) (a) Except as provided in subsection (1)(b) of this section, a car sharing program shall assume the liability of a shared car owner for any bodily injury or property damage to third parties, or uninsured and underinsured motorist or personal injury protection losses, during the sharing period up to an amount stated in the car sharing agreement, but not less than the minimum amount of financial responsibility required by Article 7 of Title 42.

(b) The assumption of liability under subsection (1)(a) of this section does not apply to a shared car owner if:

(I) The shared car owner makes an intentional or fraudulent material misrepresentation to or omission to the car sharing program before the sharing period when the loss occurred; or

(II) The shared car owner acts in concert with a shared car driver who fails to return the shared car in accordance with the car sharing agreement.

(c) Notwithstanding subsection (1)(b) of this section, the definition of "sharing termination time" in section 6-1-1202 (11), or the amount of liability coverage stated in the car sharing agreement, the assumption of liability under subsection (1)(a) of this section in the amount required by Article 7 of Title 42 applies to any bodily injury or property damage suffered by innocent third parties for injuries or losses during the sharing period.

(2) A".

Renumber succeeding subsections accordingly.

Page 5, strike lines 3 through 6 and substitute: "PERIOD, THE SHARED CAR OWNER AND THE SHARED CAR DRIVER ARE INSURED UNDER AN AUTOMOBILE LIABILITY INSURANCE POLICY THAT:

(a) (I) Recognizes that the shared car insured under the policy is made available through and used through a car sharing program; or

(II) Does not exclude use of a shared car by a shared car driver; and".

Page 5, strike lines 14 through 18 and substitute:

"(3) The financial responsibility required in subsection (2) of this section may be satisfied by automobile liability insurance that is maintained by any one or a combination of the following:".

Page 5, strike lines 22 and 23 and substitute:

"(4) The insurance described in subsection (3) of this section that satisfies the insurance requirement in subsection (2)".

Page 5, strike line 25 and substitute:
"(5) (a) If the insurance that complies with subsection (2) of".

Page 6, line 5, strike "(4)" and substitute "(5)".

Page 7, strike lines 11 through 26 and substitute "liability insurance policy - indemnification. (1) An authorized insurer may exclude coverage and the".

Renumber succeeding subsection accordingly.

Page 9, line 24, after "interest." insert "(1)".

Page 10, after line 3 insert:

"(2) A car sharing program may own and maintain, as the named insured, one or more policies of automobile liability insurance that provide coverage in the amount of, in excess of, or optional to the amount of coverage required in this part 12. The coverage may include coverage for:

(a) Liability assumed by the car sharing program under a car sharing agreement;

(b) The liability of the shared car owner;

(c) Damage or loss to the shared car; or

(d) The liability of the shared car driver.".

Page 11, line 7, strike "AND".

Page 11, line 9, strike "CAR." and substitute "CAR; AND

(j) Disclose to the shared car driver any conditions in which the shared car driver is required to maintain a personal automobile liability policy as the primary coverage for the shared car in order to drive a shared car.".

Page 11, strike lines 23 through 27.

Page 12, strike lines 1 through 8 and substitute:

"6-1-1212. Shared car equipment. A car sharing program is responsible for any".

Page 13, strike lines 13 through 27 and substitute:

"6-1-1214. Enabling operation at airport. (1) A car sharing program shall enter into an airport concession agreement before enabling car sharing at the airport, unless the airport explicitly and in writing waives the right to require an agreement.

(2) A car sharing program is enabling car sharing at an airport if the car sharing program or a shared car owner uses the car sharing program to:

(a) List vehicles parked on airport property or at airport facilities;

(b) Contract for transportation to or from airport facilities;"
(c) Facilitate the use of a shared car to transport airport passengers on or off of airport property; or
(d) Promote or market a shared car to transport airport passengers on or off of airport property.

(3) An airport concession agreement may impose the taxes and fees that are imposed on other concessionaires operating at the airport.

(4) If a car sharing program fails to or refuses to enter into an airport concession agreement, the affected airport may seek an injunction prohibiting the car sharing program from operating at the airport and may seek damages and punitive damages against the car sharing program.

Page 14, strike lines 1 through 17 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect January 1, 2020; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1277, 1278, 1279, 1280, 1281.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: HB19-1186, 1197; SB19-014, 031, 032, 041, 079, 095, 100, 102, and 109.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1028, 1153, 1155, 1200 at 1:24 p.m. on March 28, 2019.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: SB19-162.
SB19-137 Amended in General Orders as printed in Senate Journal, March 26, 2019.

SB19-164 Amended in General Orders as printed in Senate Journal, March 26, 2019.


SB19-133 Amended in General Orders as printed in Senate Journal, March 26, 2019.

The Senate has passed on Third Reading and returns herewith: HB19-1119.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-209, 210, 211, 213, 214, 154, 208, and 212.

The Senate has passed on Third Reading and transmitted ti the Revisor of Statutes:

SB19-207 Amended in Special Orders as printed in Senate Journal, March 27, 2019.


The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


The Senate has adopted the First Report of the First Conference Committee to HB19-1029 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, SB19-162.

without comment, as amended, SB19-052, 133, 137, 164, and 203.

We herewith transmit:

without comment, SB19-154, 208, 209, 210, 211, 212, 213, and 214.

without comment, as amended, SB19-201 and 207.

We herewith transmit:

without comment, as amended, HB19-1177.
MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 28th day of March, 2019, at 4:45 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, March 28, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1001 Hospital Transparency Measures To Analyze Efficacy
Approved Thursday, March 28, 2019 at 2:18 P.M.

HB19-1033 Local Governments May Regulate Nicotine Products
Approved Thursday, March 28, 2019 at 2:35 P.M.

HB19-1082 Water Rights Easements
Approved Thursday, March 28, 2019 at 2:47 P.M.

HB19-1042 Extend Court Jurisdiction For Vulnerable Youth
Approved Thursday, March 28, 2019 at 2:52 P.M.

HB19-1148 Change Maximum Criminal Penalty One Year To 364 Days
Approved Thursday, March 28, 2019 at 2:58 P.M.

HB19-1152 State Student Advisory Council Eligibility
Approved Thursday, March 28, 2019 at 2:55 P.M.

HB19-1044 Advance Behavioral Health Order Treatments
Approved Thursday, March 28, 2019 at 3:05 P.M

HB19-1083 Athletic Trainers License
Approved Thursday, March 28, 2019 at 3:10 P.M

HB19-1041 Require Surgical Smoke Protection Policies
Approved Thursday, March 28, 2019 at 3:14 P.M

HB19-1137 Expand Teacher Cadet Program Include Early Childhood Education
Approved Thursday, March 28, 2019 at 2:55 P.M.

HB19-1068 Repeal Colorado Department Of Public Health And Environment Preparation Operational Planning
Approved Thursday, March 28, 2019 at 3:19 P.M.

HB19-1043 Life Care Institutions Post Surety Bond As Reserve
Approved Thursday, March 28, 2019 at 3:25 P.M

Sincerely,

Jared Polis
Governor
INTRODUCTION OF BILLS
First Reading

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

HB19-1282 by Representative(s) Singer and Michaelson Jenet--Concerning administration of the court-appointed special advocate program.
Committee on Judiciary

HB19-1283 by Representative(s) Roberts; also Senator(s) Rodriguez--Concerning requiring insurers to disclose certain information concerning insurance policies.
Committee on Judiciary

HB19-1284 by Representative(s) Titone and Beckman, Baisley, Benavidez, Bird, Bockenfeld, Buck, Buckner, Caraveo, Coleman, Cutter, Duran, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Hooton, Humphrey, Jaquez Lewis, Kipp, Landgraf, Larson, Lontine, McCluskie, McKean, McLachlan, Rich, Roberts, Singer, Snyder, Soper, Weissman, Will--Concerning the board of directors of the urban drainage and flood control district.
Committee on Energy & Environment

HB19-1285 by Representative(s) Lontine; also Senator(s) Fields--Concerning the requirement for the department of health care policy and financing to contract with the managed care organization operated by Denver health and hospital authority until the managed care organization ceases to operate a medicaid managed care program.
Committee on Health & Insurance

HB19-1286 by Representative(s) Kraft-Tharp and Liston; also Senator(s) Todd--Concerning limiting the number of people who may sell vehicles to dealers under a wholesaler's license issued by the motor vehicle dealer board.
Committee on Business Affairs & Labor

HB19-1287 by Representative(s) Esgar and Wilson; also Senator(s) Pettersen and Priola--Concerning methods to increase access to treatment for behavioral health disorders.
Committee on Health & Insurance

HB19-1288 by Representative(s) Singer and Duran, Gonzales-Gutierrez, Exum--Concerning increasing protections to ensure foster youth siblings maintain sibling relationships by providing foster youth siblings with certain rights, and, in connection therewith, establishing the foster youth sibling bill of rights.
Committee on Public Health Care & Human Services
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until March 29, retaining place on Calendar:

Consideration of General Orders--**SB19-091, HB19-1168, 1076, 1218, 1231**.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., March 29, 2019.

Approved:  
KC Becker,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk
Prayer by Representative Tony Exum, Colorado Springs.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Charlize Wassam, Rocky Mountain Prep Berkley, Denver.

The roll was called with the following result:

Present--62.

Excused--Representative(s) Becker, Hooton, Mullica--3.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Kipp, the House journal of March 28, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-138 by Senator(s) Winter and Priola; also Representative(s) Bird--Concerning bonding requirements for contractors that are a party to certain public-private initiatives.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
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<th>54</th>
<th>NO</th>
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HB19-1183 by Representative(s) Roberts; also Senator(s) Bridges--Concerning the placement of automated external defibrillators in public places, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Singer, Sirota, Titone, Valdez A., Valdez D., Will, Speaker

SB19-097 by Senator(s) Story and Coram, Todd, Donovan, Fields, Gonzales, Rodriguez; also Representative(s) McCluskie and Soper--Concerning a grant program for area technical colleges.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Baisley, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Catlin, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hooton, Jaquez Lewis, Kraft-Tharp, Lontine, McKeen, McLachlan, Michaelson Jenet, Rich, Roberts, Sandridge, Snyder, Sullivan, Titone, Valdez D., Van Winkle, Weissman, Will, Wilson, Speaker

**HB19-1147** by Representative(s) Snyder, Esgar, Caraveo, Exum, Michaelson Jenet, Mullica; also Senator(s) Lee--Concerning revisions to the traumatic brain injury program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

<table>
<thead>
<tr>
<th>YES 49</th>
<th>NO</th>
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ESGAR Y KRAFT-THARP Y ROBERTS Y WILSON Y
Speaker Y
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Duran, Herod, Hooton, Kipp, McCluskie, McLachlan, Titone, Valdez A., Speaker

HB19-1090 by Representative(s) Gray and Van Winkle, Arndt, Buckner, Buentello, Galindo, Hooton, Larson, Lontine, Melton, Michaelson Jenet, Valdez A.; also Senator(s) Gonzales and Hill, Coram, Ginal, Holbert, Marble, Rodriguez, Williams A., Winter--Concerning measures to allow greater investment flexibility in marijuana businesses.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<th>YES</th>
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Co-sponsor(s) added: Representative(s) Bird, Esgar, Hansen, Herod, Jaquez Lewis, Kraft-Tharp, Roberts, Snyder

SB19-181 by Senator(s) Fenberg and Foote; also Representative(s) Becker and Caraveo--Concerning additional public welfare protections regarding the conduct of oil and gas operations, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Becker was given permission to offer a Third Reading amendment:

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</table>
Third Reading amendment No. 1, by Representative Becker.

Amend revised bill, page 19, line 18, strike "EACH." and substitute "EACH;
EXCEPT THAT THE INITIAL TERMS OF TWO MEMBERS ARE TWO YEARS.".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared passed.

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</table>
Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Duran, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirotta, Snyder, Sullivan, Tipper, Valdez A., Weissman

On motion of Representative Garnett, HB19-1218, 1003, SB19-141, HB19-1211 were made Special Orders on March 29, 2019, at 10:03 a.m.

The hour of 10:03 a.m., having arrived, on motion of Representative Buentello, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1218 by Representative(s) Roberts--Concerning the Colorado water conservation board's authority to use water that a water right owner voluntarily loans to the board for instream flow purposes.

Amendment No. 1, Energy & Environment Report, dated March 25, 2019, and placed in member's bill file; Report also printed in House Journal, March 26, 2019.

Representative Saine moved that the bill be read at length.

Amendment No. 2, by Representative(s) Roberts.

Amend printed bill, page 2, strike line 4 and substitute "(2)(a)(VI) and (2)(a)(VII) as follows:"

Page 4, line 12, after the period add "IN AN APPEAL TO THE WATER JUDGE IN THE APPLICABLE WATER DIVISION OF THE DETERMINATION MADE BY THE STATE ENGINEER PURSUANT TO THIS SECTION, THE APPLICANT HAS THE BURDEN OF PROOF THAT THE LOANED WATER RIGHT DOES NOT CAUSE INJURY TO OTHER VESTED OR CONDITIONALLY DECREED WATER RIGHTS. THE WATER JUDGE SHALL HEAR THE APPEAL ON AN EXPEDITED BASIS AND
REVIEW, ON A DE NOVO BASIS, ONLY THE EVIDENCE THAT WAS TAKEN IN
THE ADMINISTRATIVE PROCEEDING APPEALED FROM AND INCLUDED IN THE
RECORD. THE WATER JUDGE SHALL CONSIDER EVIDENCE IN ITS
DETERMINATION OF THE MATTER IF THE EVIDENCE:
(A) WAS WRONGLY EXCLUDED AT THE ADMINISTRATIVE
PROCEEDING; OR
(B) EXISTED AT THE TIME OF THE ADMINISTRATIVE PROCEEDING
BUT WAS DISCOVERED AFTER THE ADMINISTRATIVE PROCEEDING AND, IN
THE EXERCISE OF GOOD FAITH AND REASONABLE DILIGENCE, COULD NOT
HAVE BEEN MADE AVAILABLE AND OFFERED AT THE ADMINISTRATIVE
PROCEEDING.

(VI) IT IS THE DUTY OF THE STATE ENGINEER, UPON BEING SERVED
WITH A NOTICE OF APPEAL PURSUANT TO THIS SECTION, TO TRANSMIT TO
THE WATER JUDGE TO WHICH THE APPEAL IS TAKEN THE PAPERS, MAPS,
PLATS, FIELD NOTES, ORDERS, DECISIONS, AND OTHER AVAILABLE DATA
AFFECTING THE MATTER IN CONTROVERSY OR CERTIFIED COPIES THEREOF,
WHICH CERTIFIED COPIES SHALL BE ADMITTED IN EVIDENCE AS OF EQUAL
VALIDITY WITH THE ORIGINALS.".

Renumber succeeding subparagraph accordingly.

Amendment No. 3, by Representative(s) Roberts.

Amend printed bill, page 2, line 3, strike "and (2)(a)(V);" and substitute
"(2)(a)(V), and (2)(b)(VIII);".

Page 4, after line 24 insert:
"(b) In determining whether injury will occur, the division
engineer shall ensure that the following conditions are met:
(VIII) When the division engineer approves or denies a proposed
loan, the division engineer shall serve a copy of the decision on all parties
to the application by first-class mail or, if such the parties have so
elected, by electronic mail. Neither the approval nor the denial by the
division engineer shall create any presumptions shift the burden of proof, or serve as a defense in any legal action that may be
initiated concerning the loan. Any appeal of a decision by the division
engineer concerning the loan pursuant to this section shall be made to the
water judge in the applicable water division within fifteen days after the
date on which the decision is served to the parties to the application. The
APPELLANTS HAVE THE BURDEN OF PROOF TO DEMONSTRATE THAT THE
LOANED WATER RIGHT DOES NOT CAUSE INJURY TO OTHER VESTED OR
CONDITIONALLY DECREED WATER RIGHTS. IT IS THE DUTY OF THE DIVISION
ENGINEER, UPON BEING SERVED WITH A NOTICE OF APPEAL PURSUANT TO
THIS SECTION, TO TRANSMIT TO THE WATER JUDGE TO WHICH THE APPEAL
IS TAKEN THE PAPERS, MAPS, PLATS, FIELD NOTES, ORDERS, DECISIONS,
AND OTHER AVAILABLE DATA AFFECTING THE MATTER IN CONTROVERSY
OR CERTIFIED COPIES THEREOF, WHICH CERTIFIED COPIES SHALL BE
ADMITTED IN EVIDENCE AS OF EQUAL VALIDITY WITH THE ORIGINALS. The
water judge shall hear such the appeal on an expedited basis and
REVIEW, ON A DE NOVO BASIS, ONLY THE EVIDENCE THAT WAS TAKEN IN
THE ADMINISTRATIVE PROCEEDING APPEALED FROM AND INCLUDED IN THE
RECORD. THE WATER JUDGE SHALL CONSIDER EVIDENCE IN ITS
DETERMINATION OF THE MATTER IF THE EVIDENCE:
(A) WAS WRONGLY EXCLUDED AT THE ADMINISTRATIVE
PROCEEDING; OR
(B) EXISTED AT THE TIME OF THE ADMINISTRATIVE PROCEEDING BUT WAS DISCOVERED AFTER THE ADMINISTRATIVE PROCEEDING AND, IN THE EXERCISE OF GOOD FAITH AND REASONABLE DILIGENCE, COULD NOT HAVE BEEN MADE AVAILABLE AND OFFERED AT THE ADMINISTRATIVE PROCEEDING."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1003 by Representative(s) Hansen, Valdez A.; also Senator(s) Foote and Story--Concerning community solar gardens.


Amendment No. 2, Appropriations Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 3, by Representative(s) Hansen.

Amend the Appropriations Committee Report, dated March 27, 2019, page 1, strike lines 7 through 10 and substitute:

"Page 2 of the Energy and Environment Committee Report, line 2, after "THE" insert "ELECTRICAL".".".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-141 by Senator(s) Donovan; also Representative(s) Roberts--Concerning the authority to create an entertainment district, and, in connection therewith, authorizing an entertainment district within a county or city and county and permitting an optional premises to be included in an entertainment district.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1211 by Representative(s) Michaelson Jenet and Caraveo; also Senator(s) Williams A.--Concerning prior authorization requests submitted by providers for a determination of coverage of health care services under a health benefit plan.

Amendment No. 1, Health & Insurance Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 28, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1218, to show that said amendment passed, and that HB 19-1218, as amended, passed.

Amend printed bill, page 4, strike lines 25 through 27 and substitute:

"SECTION 2. Effective date. This act takes effect upon a determination by the Colorado water conservation board that historic levels of return flow can be assured, which determination shall be conveyed to the revisor of statutes.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1(3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Strike page 5.

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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</table>

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 1, retaining place on Calendar:

Consideration of General Orders--SB19-091, HB19-1168, 1076, 1231, 1167.
Consideration of Conference Committee Report(s)--HB19-1029.
Consideration of Senate Amendment(s)--HB19-1129, 1177.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT

After consideration on the merits, the Committee recommends the following:

HB19-1255 be referred favorably to the Committee on Finance.
FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1142 be referred favorably to the Committee on Appropriations.

PRINTING REPORT
The Chief Clerk reports the following bills have been correctly printed:
HB19-1282, 1283, 1284, 1285, 1286, 1287, 1288.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS
The Speaker has signed: SB19-129.

MESSAGE FROM THE SENATE
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
In response to the House request for a conference committee on HB19-1170, the President has appointed Senators Williams, Chair, Bridges, and Woodward as conferees on the First Conference Committee on HB19-1170.
The Senate has voted to grant permission for the First Conference Committee on HB19-1170 to go beyond the scope of the differences between the two houses.

MESSAGE(S) FROM THE REVISOR
We herewith transmit:
without comment, as amended, HB19-1086 and 1131.

INTRODUCTION OF BILLS
First Reading
The following bills were read by title and referred to the committees indicated:

HB19-1289 by Representative(s) Weissman--Concerning the creation of additional protections in the Colorado consumer code, and, in connection therewith, enabling enforcement of the "Colorado Consumer Protection Act" for reckless acts and prohibiting certain terms in standard form contracts.
Committee on Judiciary
HB19-1290  by Representative(s) Arndt; also Senator(s) Priola--Concerning the substitution of foreign work experience for the required contact hours by an applicant for examination pursuant to the "Barber and Cosmetologist Act".

Committee on Business Affairs & Labor

HB19-1291  by Representative(s) Arndt--Concerning the supervision of insurers, and, in connection therewith, establishing certain disclosure requirements for insurers.

Committee on Business Affairs & Labor

HB19-1292  by Representative(s) Singer and Galindo; also Senator(s) Ginal--Concerning the reauthorization of the Colorado resiliency office, and, in connection therewith, making an appropriation.

Committee on Energy & Environment

HB19-1293  by Representative(s) Buentello and Garnett; also Senator(s) Bridges and Rankin--Concerning the creation of a program to award stipends to governmental entities to assist them in providing government youth apprenticeships.

Committee on Business Affairs & Labor

HB19-1294  by Representative(s) Benavidez and Jaquez Lewis--Concerning a requirement that the chief administrative officer of the Colorado community college system create a working group to determine the best manner in which to facilitate the transfer of earned construction industry registered apprenticeship program credit to college credit.

Committee on Education

HB19-1295  by Representative(s) Rich and Becker; also Senator(s) Scott--Concerning a requirement that the county treasurer in specified counties serve as the public trustee for the county.

Committee on Transportation & Local Government

HB19-1296  by Representative(s) Jackson and Jaquez Lewis, Roberts; also Senator(s) Ginal and Donovan--Concerning measures to reduce prescription drug costs, and, in connection therewith, creating the "Colorado Prescription Drug Cost Reduction Act of 2019" to require health insurers, prescription drug manufacturers, pharmacy benefit management firms, and nonprofit organizations to report specified information about the costs of prescription drugs to the commissioner of insurance; to direct the commissioner to analyze the information and submit a report regarding the effects of prescription drug costs on health insurance premiums; to preclude pharmacy benefit
management firms from retroactively reducing payments
to pharmacies; and to require carriers to reduce consumer
cost sharing for prescription drugs to reflect rebates the
carrier or pharmacy benefit management firm received.

Committee on Health & Insurance
Committee on Appropriations

SB19-052 by Senator(s) Garcia; also Representative(s) Mullica--
Concerning expansion of an emergency medical service
provider's scope of practice.

Committee on Health & Insurance

SB19-133 by Senator(s) Ginal and Todd; also Representative(s)
Michaelson Jenet and Buckner--Concerning the regulation
of genetic counselors, and, in connection therewith,
making an appropriation.

Committee on Public Health Care & Human Services

SB19-137 by Senator(s) Todd and Crowder; also Representative(s)
Hansen and Wilson--Concerning the extension of the
Colorado student leaders institute, and, in connection therewith, making an appropriation.

Committee on Education

SB19-154 by Senator(s) Court, Fields; also Representative(s) Sirota--
Concerning the continuation of the regulation of
psychiatric technicians by the state board of nursing, and,
in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Committee on State, Veterans, & Military Affairs

SB19-162 by Senator(s) Coram, Danielson, Donovan, Sonnenberg;
also Representative(s) McCluskie--Concerning the
continuation of the river outfitter advisory committee, and,
in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Committee on Rural Affairs & Agriculture

SB19-164 by Senator(s) Todd and Crowder; also Representative(s)
Mullica--Concerning the continuation of in-home support
services within the "Colorado Medical Assistance Act",
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Committee on Public Health Care & Human Services

SB19-189 by Senator(s) Todd and Lundeen, Hill, Bridges, Story; also
Representative(s) Cutter and Wilson--Concerning the
continuation of the concurrent enrollment advisory board,
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Committee on Education
SB19-201 by Senator(s) Pettersen and Tate; also Representative(s) Tipper and McKean--Concerning the creation of a process by which certain parties to an adverse health care incident may discuss potential outcomes.

Committee on Judiciary

SB19-203 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Garnett and Neville, Becker--Concerning payment of expenses of the legislative department.

Committee on Appropriations

SB19-207 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2019, except as otherwise noted.

Committee on Appropriations

SB19-208 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a transfer of money from the state employee reserve fund to the general fund.

Committee on Appropriations

SB19-209 by Senator(s) Zenzinger, Moreno, Rankin; also Representative(s) Hansen, Esgar--Concerning provisions relating to PACE programs, and, in connection therewith, determining the funding methodology for the 2019-20 fiscal year and fiscal years thereafter, requiring the department of health care policy and financing to meet with Colorado PACE programs during the 2019 legislative interim to consider PACE program funding and other issues relating to PACE programs, and making an appropriation.

Committee on Appropriations

SB19-210 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Ransom, Esgar, Hansen--Concerning juvenile detention beds, and, in connection therewith, reducing appropriations.

Committee on Appropriations

SB19-211 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning changes to the mental health criminal justice diversion programs, and, in connection therewith, making an appropriation.

Committee on Appropriations
SB19-212 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar, Hansen--Concerning general fund support to implement the state water plan, and, in connection therewith, making an appropriation.

Committee on Appropriations

SB19-213 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Ransom, Esgar, Hansen--Concerning transfers from the marijuana cash fund to the marijuana tax cash fund.

Committee on Appropriations

SB19-214 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar and Ransom, Hansen--Concerning capital-related transfers of money.

Committee on Appropriations

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over until April 2, 2019 under the rules:

HR19-1004 by Representative(s) Cutter and Froelich--Concerning the designation of April 2, 2019, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persistent problem of wage disparity.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., April 1, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission, Denver.

The Speaker called the House to order at 10:00 a.m.

Pledge of Allegiance led by Payton Hall, Fleming High School, Flemingsburgh, Kentucky.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Exum, Herod, Melton, Williams--4.

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of March 29, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1046 by Representative(s) Williams D. and Lontine--Concerning the waiver of fees that a delegate to a party assembly may be required to pay to participate in the party assembly.

HB19-1218 by Representative(s) Roberts; also Senator(s) Donovan--Concerning the Colorado water conservation board's authority to use water that a water right owner voluntarily loans to the board for instream flow purposes.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Cutter, Esgar, Exum, Gray, Hooton, Jaquez Lewis, Kipp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Snyder, Titone, Speaker

**HB19-1003** by Representative(s) Hansen and Valdez A.; also Senator(s) Foote and Story--Concerning community solar gardens.
SB19-141 by Senator(s) Donovan; also Representative(s) Roberts--
Concerning the authority to create an entertainment
district, and, in connection therewith, authorizing an
entertainment district within a county or city and county
and permitting an optional premises to be included in an
entertainment district.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
<thead>
<tr>
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Co-sponsor(s) added: Representative(s) Bird, Gray

HB19-1211 by Representative(s) Michaelson Jenet and Caraveo; also
Senator(s) Williams A.--Concerning prior authorization
requests submitted by providers for a determination of
coverage of health care services under a health benefit
plan.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

HB19-1029  by Representative(s) Arndt; also Senator(s) Crowder--Concerning the Republican river water conservation district, and, in connection therewith, expanding the boundaries of the district and adjusting the meeting schedule of the district's board of directors.


On motion of Representative Arndt, the Conference Committee Report was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE
BILLS(RESOLUTIONS)

**HB19-1129** by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.

Laid over until April 2, retaining place on Calendar.

**HB19-1177** by Representative(s) Sullivan and Garnett; also Senator(s) Court and Pettersen--Concerning creation of an extreme risk protection order, and in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, March 28, 2019.)

Representative Garnett moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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<tr>
<th>YES</th>
<th>43</th>
<th>NO</th>
<th>20</th>
<th>EXCUSED</th>
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<tr>
<td>Arndt</td>
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<td>Exum</td>
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<td>Beckman</td>
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<td>Benavidez</td>
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<td>Garnett</td>
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<td>Sirota</td>
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<td>Bird</td>
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<td>Geitner</td>
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<td>Buck</td>
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<td>McKean</td>
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<td>Buckner</td>
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<tr>
<td>Caraveo</td>
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<td>Hooton</td>
<td>Y</td>
<td>Michaelson Jenet</td>
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<td>Valdez A.</td>
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<tr>
<td>Carver</td>
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<td>Valdez D.</td>
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<tr>
<td>Catlin</td>
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<td>Jackson</td>
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<td>Williams D.</td>
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<td>Esgar</td>
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<td>Kraft-Tharp</td>
<td>Y</td>
<td>Roberts</td>
<td>Y</td>
<td>Wilson</td>
<td>Y</td>
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</tbody>
</table>

Speaker Y

`Speaker Y`
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
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Arndt Y Exum Y Landgraf N Saine N
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Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello N Herod E Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. N
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. E
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

HB19-1086 by Representative(s) Duran; also Senator(s) Pettersen--Concerning the conduct of plumbing inspections to ensure compliance with the plumbing law.

(Amended as printed in Senate Journal, March 29, 2019.)

Representative Duran moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
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Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
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Buentello Y Herod E Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
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Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich Y Williams D. E
Speaker Y
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

<table>
<thead>
<tr>
<th></th>
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<td>Caraveo Y</td>
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<td>Michaelson Jenet Y</td>
<td>Valdez A. Y</td>
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<td>Valdez D. Y</td>
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<td>Coleman Y</td>
<td>Jaquez Lewis Y</td>
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<td>Weissman Y</td>
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<td>Kipp Y</td>
<td>Rich N</td>
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<td>16</td>
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<td>Roberts Y</td>
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<td>17</td>
<td>Speaker Y</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Benavidez, Kraft-Tharp, Weissman

**HB19-1131** by Representative(s) Jaquez Lewis; also Senator(s) Winter--Concerning a requirement to share the wholesale acquisition cost of a drug when sharing information concerning the drug with another party.

(Amended as printed in Senate Journal, March 29, 2019.)

Representative Jaquez Lewis moved that the House **not concur** in Senate amendments and that a Conference Committee be appointed. The motion was declared **passed** by the following roll call vote:

<table>
<thead>
<tr>
<th></th>
<th>YES</th>
<th>NO</th>
<th>20</th>
<th>EXCUSED</th>
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<th>ABSENT</th>
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<tr>
<td>1</td>
<td>Arndt Y</td>
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<td>Landgraf N</td>
<td>Saine N</td>
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<td>Froelich Y</td>
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<td>5</td>
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<td>Geitner N</td>
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<td>Gonzales-Gutierrez Y</td>
<td>McCluskie Y</td>
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<td>7</td>
<td>Buck N</td>
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<td>Buentello Y</td>
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<td>Caraveo Y</td>
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<td>Kennedy Y</td>
<td>Ransom N</td>
<td>Will N</td>
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</tbody>
</table>
The Speaker appointed Representatives Jaquez Lewis, Chairman, Lontine and Beckman as House Conferees to the bill.

CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Larson moved that the First Conference Committee on SB19-106 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by viva voce vote.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 2, retaining place on Calendar:


APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 1, 2019 only:

Finance
Representative Kennedy to replace Representative Herod

House in recess. House reconvened.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1035, 1065; SB19-147.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1186, 1197 at 11:50 a.m. on April 1, 2019.
The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1035, 1065 at 4:15 p.m. on April 1, 2019

MESSAGE FROM THE SENATE

The Senate has passed and returns herewith: HB19-1198.

The Senate has voted to concur in House Amendments to SB19-138. The bill has been repassed as amended.

The Senate has voted to grant permission to the First Conference Committee on SB19-106 to go beyond the scope of the differences between the two houses.

INTRODUCTION OF BILL
First Reading

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

HB19-1297 by Representative(s) Weissman and McKean--Concerning data collection from jail facilities operated by political subdivisions of the state. Committee on Judiciary

HB19-1298 by Representative(s) Melton; also Senator(s) Priola--Concerning the use of electric motor vehicle charging stations for parking a motor vehicle. Committee on Energy & Environment

HB19-1299 by Representative(s) McCluskie and Rich; also Senator(s) Donovan--Concerning flexibility in the contribution rates to a local government retirement plan or system. Committee on Finance

HB19-1300 by Representative(s) Gray and Landgraf; also Senator(s) Cooke and Pettersen--Concerning vehicle identification number inspections performed by a peace officer certified to perform the inspection. Committee on Transportation & Local Government

HB19-1301 by Representative(s) Michaelson Jenet and Buckner, Buentello, Caraveo, Cutter, Duran, Galindo, Gonzales-Gutierrez, Hooton, Kipp, Sirota; also Senator(s) Williams A., Todd, Story--Concerning health insurance coverage for breast imaging. Committee on Health & Insurance

HB19-1302 by Representative(s) Michaelson Jenet and Buckner, Caraveo, Coleman, Duran, Esgar, Galindo, Gray, Hooton, Jaquez Lewis, Kipp, Landgraf, McCluskie, McLachlan,
Concerning the treatment of cancer, and, in connection therewith, continuing the breast and cervical cancer prevention and treatment program, creating the underinsured breast and cervical cancer treatment program, and increasing the surcharge associated with the purchase of a breast cancer awareness license plate.

Committee on Finance

HB19-1303 by Representative(s) Will and Valdez D.--Concerning a grant of immunity from liability for a landowner related to the landowner's failure to warn against a known dangerous condition on the landowner's land when the landowner has granted a person access to use the land for recreational purposes without charging the person.

Committee on Judiciary

On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 2, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Father Dan Everson, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Jesus Aguirre, Regis University, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Valdez A., Williams--2.

Present after roll call--Representative(s) Valdez A.

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of April 1, 2019, was declared approved as corrected by the Chief Clerk.

CONSIDERATION OF RESOLUTION(S)

HR19-1004 by Representative(s) Cutter and Froelich--Concerning the designation of April 2, 2019, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persistent problem of wage disparity.

(Printed and placed in members' files.)

On motion of Representative Froelich, the resolution was read at length and adopted by viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Coleman, Duran, Esgar, Exum, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Liston, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Roberts, Sandridge, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1222  be referred to the Committee of the Whole with favorable recommendation.

SB19-203  be referred to the Committee of the Whole with favorable recommendation.

SB19-207  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 118, line 12, strike "Individuals\textsuperscript{15,15a} and substitute "Individuals\textsuperscript{15} in the TOTAL column strike "7,863,388,995" and substitute "7,860,474,247", in the GENERAL FUND column strike "1,373,108,069(M)" and substitute "1,371,650,695(M)", and in the FEDERAL FUNDS column strike "4,520,949,491" and substitute "4,519,492,117".

Adjust affected totals accordingly.

Page 135, strike lines 9 through 13.

Page 207, line 6, in the ITEM & SUBTOTAL column strike "7,176,160" and substitute "6,907,168" and in the CASH FUNDS column strike "846,166" and substitute "577,174".

Adjust affected totals accordingly.

Page 207, line 12, strike "$711,862" and substitute "$442,870".

Page 209, line 12, in the ITEM & SUBTOTAL column strike "37,507,942" and substitute "32,347,796" and in the CASH FUNDS column strike "5,466,396" and substitute "306,250".

Adjust affected totals accordingly.

Page 211, line 1, strike "$5,160,146 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.,".

Page 310, line 10, in the ITEM & SUBTOTAL column strike "40,828,793" and substitute "36,528,793" and in the CASH FUNDS column strike "19,600,000" and substitute "15,300,000".

Adjust affected totals accordingly.

Page 313, line 9, in the ITEM & SUBTOTAL column strike "110,000" and substitute "55,000" and in the GENERAL FUND column strike "110,000" and substitute "55,000".
Adjust affected totals accordingly.

Page 317, line 13, in the ITEM & SUBTOTAL column strike "780,000" substitute "750,000" and in the GENERAL FUND column strike "780,000" and substitute "750,000".
Adjust affected totals accordingly.

Page 429, line 2, in the ITEM & SUBTOTAL column strike "1,453,103" and substitute "953,103" and in the GENERAL FUND column strike "1,453,103" and substitute "953,103".
Adjust affected totals accordingly.

Page 454, line 13, in the ITEM & SUBTOTAL column strike "1,263,720" and substitute "434,720" and in the GENERAL FUND column strike "1,263,720" and substitute "434,720".
Adjust affected totals accordingly.

Page 467, line 13, in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "6,136,636" and in the GENERAL FUND column strike "897,640" and substitute "497,640".
Adjust affected totals accordingly.

Page 514, line 12, in the TOTAL column strike "2,048,631,932" and substitute "2,048,606,932" and in the GENERAL FUND column strike "136,025,000" and substitute "136,000,000".
Adjust affected totals accordingly.

Page 514, line 12, in the TOTAL column strike "2,048,631,932" and substitute "1,942,631,932" and in the GENERAL FUND column strike "136,025,000" and substitute "30,025,000".
Adjust affected totals accordingly.

Page 528, line 5, strike "BUDGETS" and substitute "BUDGETS".
Page 529, strike lines 1 through 4.
Page 631, strike lines 11 through 14.
Renumber succeeding section accordingly.
Strike pages 627 through 629.
Renumber succeeding sections accordingly.

SB19-208 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 7, strike "TEN" and substitute "THIRTEEN".
**SB19-209** be referred to the Committee of the Whole with favorable recommendation.

**SB19-210** be referred to the Committee of the Whole with favorable recommendation.

**SB19-211** be referred to the Committee of the Whole with favorable recommendation.

**SB19-212** be referred to the Committee of the Whole with favorable recommendation.

**SB19-213** be referred to the Committee of the Whole with favorable recommendation.

**SB19-214** be referred to the Committee of the Whole with favorable recommendation.

**FINANCE**

After consideration on the merits, the Committee recommends the following:

**HB19-1189** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 5, line 1, strike "FIFTEEN" and substitute "TWENTY".

Page 5, line 4, strike "FIFTY" and substitute "FORTY".

Page 5, line 8, strike "FIFTY" and substitute "FORTY".

Page 5, line 23, strike "GARNISHMENT" and substitute "GARNISHMENT, TOGETHER WITH ANY OTHER INCOME RECEIVED BY THE JUDGMENT DEBTOR’S FAMILY," and after "ACTUAL' insert "AND NECESSARY".

Page 5, line 26, after the period, insert "IN MAKING THIS DETERMINATION, THE LIVING EXPENSES THE COURT MUST CONSIDER INCLUDE, BUT ARE NOT LIMITED TO, THE FOLLOWING: RENT OR MORTGAGE; UTILITIES; FOOD AND HOUSEHOLD SUPPLIES; MEDICAL AND DENTAL EXPENSES; CHILD CARE; CLOTHING; EDUCATION; TRANSPORTATION; AND MAINTENANCE, ALIMONY, OR CHILD SUPPORT.".

Page 6, strike lines 17 and 18 and substitute:

"(c) THE AMOUNT OF THE JUDGMENT UPON WHICH THE JUDGEMENT CREDITOR BASES THE CONTINUING GARNISHMENT;".
Page 6, line 22, strike "SECTION;" and substitute "SECTION AND THAT MAY BE INCORPORATED INTO AND MADE A PART OF THE WRIT OF GARNISHMENT;".

Page 6, line 24, strike "SECTION." and substitute "SECTION AND THAT IS INCORPORATED INTO AND MADE A PART OF THE NOTICE REQUIRED BY SUBSECTION (2)(e) OF THIS SECTION.".

Page 6, line 26, strike "FORM:" and substitute "FORM AND CONSPICUOUSLY LABELED:".

Page 7, strike lines 3 through 6 and substitute "YOU ARE GETTING THIS NOTICE BECAUSE A COURT HAS RULED THAT YOU OWE THE JUDGMENT CREDITOR, WHO IS CALLED "CREDITOR" IN THIS NOTICE, MONEY. CREDITOR HAS STARTED A LEGAL PROCESS".

Page 7, line 13, strike "FORM." and substitute "NOTICE.".

Page 7, lines 18 and 19, strike "(INSERT ADDRESS PROVIDED BY CREDITOR)." and substitute "THE ADDRESS AT THE VERY BEGINNING OF THIS FORM."

Page 7, line 20, strike "FOURTEEN" and substitute "14".

Page 7, line 23, strike "SEVEN" and substitute "7".

Page 8, strike line 1 and substitute "THE AMOUNT THE COURT HAS RULED THAT YOU CURRENTLY OWE IS LISTED AT THE TOP OF THE WRIT OF GARNISHMENT.".

Page 8, line 2, strike "AMOUNT).".

Page 8, line 3, strike "CREDITOR SAYS".

Page 8, line 4, strike "THAT THE" and substitute "The".

Page 8, line 5, strike "(INSERT RATE) %." and substitute "LISTED AT THE TOP OF THE WRIT OF GARNISHMENT.".

Page 8, line 10, strike "30" and substitute "14" and strike "YOU RECEIVE" and substitute "THE DAY THE PERSON WHO PAYS YOU SENDS YOU".

Page 8, strike line 12 and substitute "FOR UP TO 6 MONTHS. IF THE DEBT IS NOT PAID OFF OR NOT LIKELY TO BE PAID OFF BY THAT TIME, CREDITOR MAY SERVE ANOTHER GARNISHMENT.".

Page 8, strike line 23 and substitute "4. DO I HAVE OPTIONS?".

Page 8, strike line 24 and substitute "YES, YOU HAVE SEVERAL OPTIONS, HERE ARE THREE OF THEM:".

Page 8, line 25, strike "TALK" and substitute "A. YOU CAN TALK".

Page 9, line 1, strike "HELP YOU" and substitute "PROVIDE YOU HELP WITH RESOURCES TO".
Page 9, line 3, strike "CONTACT" and substitute "B. YOU CAN CONTACT".

Page 9, line 5, strike "THIS IS" and substitute "The".

Page 9, strike lines 6 and 7 and substitute "INFORMATION IS ON THE FIRST PAGE OF THE WRIT OF GARNISHMENT.".

Page 9, line 8, strike "REQUEST" and substitute "C. YOU CAN REQUEST".

Page 9, line 10, strike "SUCH AS WHETHER YOU OWE THE MONEY," and substitute "THE AMOUNT THE COURT HAS RULED THAT YOU OWE,".

Page 9, line 17, after "YOU" insert "BEFORE GOING TO COURT. YOU MUST DO THIS".

Page 9, line 20, strike "ALSO, IF" and substitute "IF YOU WANT A COURT HEARING, YOU MUST REQUEST ONE. IF".

Page 10, line 2, strike "30" and substitute "14".

Page 10, line 3, strike "YOU RECEIVE" and substitute "THE DAY THE PERSON WHO PAYS YOU SENDS YOU".

Page 10, after line 5 insert:

"6. **How Does Garnishment Work in Colorado?**

Only a portion of your pay can be garnished. The amount that can be withheld from your pay depends on something called "disposable earnings". Your disposable earnings are what is left after deductions from your gross pay for taxes and certain health insurance costs. Your paycheck stub should tell what your disposable earnings are.

The amount of your disposable earnings that can be garnished is determined by comparing two numbers: (1) 20% of your disposable earnings and (2) the amount by which your disposable earnings exceed 40 times the minimum wage. The smaller of these two amounts will be deducted from your pay.

If you think that your earnings after garnishment are not enough to support yourself and any members of your family that you support, you can try to have the amount of your disposable earnings that are garnished further reduced. This is discussed earlier in this notice under 4. **Do I Have Options?**

Your employer cannot fire you because your earnings have been garnished. If your employer does this in violation of your legal rights, you may file a lawsuit within 91 days of your firing to recover wages you lost because you were fired. You can also seek to be reinstated to your job. If you are successful with this lawsuit, you cannot recover more than 6 weeks wages and attorney fees.

Based on your most recent paycheck, the person who pays you estimates that $_____ will be
WITHHELD FROM EACH PAYCHECK THAT IS SUBJECT TO GARNISHMENT."

Page 10, line 8, strike "IS THE NOTICE OF" and substitute "EXPLAINS WAGE GARNISHMENT IN COLORADO; AND".

Page 10, strike line 9.

Page 10, strike lines 13 through 16 and substitute:

"(II) EXEMPTIONS FROM AND LIMITS ON GARNISHMENT AND PROTECTIONS PURSUANT TO THE LAWS OF COLORADO; AND"

Renumber succeeding subparagraph accordingly.

Page 10, line 17, strike "LAST" and substitute "MOST RECENT".

Page 10, line 21, strike "FOURTEEN" and substitute "SEVEN".

Page 11, strike lines 1 through 3.

Renumber succeeding subparagraph accordingly.

Page 11, strike lines 12 through 14 and substitute "DATE OF THE FIRST PAYDAY THAT IS AT LEAST TWENTY-ONE DAYS AFTER THE GARNISHEE WAS SERVED WITH THE WRIT OF GARNISHMENT IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION OR THE FIRST PAYDAY AFTER THE EXPIRATION OF ANY PRIOR EFFECTIVE WRIT OF GARNISHMENT THAT IS AT LEAST TWENTY-ONE DAYS AFTER SERVICE OF THE WRIT ON THE GARNISHEE;"

Page 12, strike lines 1 through 3 and substitute "OCCURS AT LEAST TWENTY-ONE DAYS AFTER THE GARNISHEE WAS SERVED WITH THE WRIT OF GARNISHMENT IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION OR THE FIRST PAYDAY AFTER THE EXPIRATION OF ANY PRIOR EFFECTIVE WRIT OF GARNISHMENT THAT IS AT LEAST TWENTY-ONE DAYS AFTER SERVICE OF THE WRIT ON THE GARNISHEE;"

Page 12, after line 11 insert:

"SECTION 6. In Colorado Revised Statutes, 13-54.5-108, amend (1)(a) as follows:

13-54.5-108. Judgment debtor to file written objection or claim of exemption. (1) (a) In a case of continuing garnishment where the judgment debtor objects to the calculation of the amount of exempt earnings, the judgment debtor shall have seven days from receipt of the copy of the writ of continuing garnishment required by section 13-54.5-105 within which to resolve the issue of such miscalculation, by agreement with the garnishee, during which time the garnishee shall not tender any money to the clerk of the court or judgment creditor. If such objection is not resolved within seven days and after good faith effort, the judgment debtor may file a written objection with the clerk of the court in which the judgment was entered setting forth with reasonable detail the grounds for such objection. The judgment debtor may also file a written objection with the clerk of the court in which the judgment was obtained pursuant to section 13-54-104 (2)(a)(I)(D). The judgment debtor shall, by certified mail, return receipt requested, deliver immediately a copy of such objection to the judgment
creditor or his or her attorney of record."

Renumber succeeding section accordingly.

Page 12, line 12, strike "date." and substitute "date - applicability. (1)"

Page 12, after line 21, insert:

"(2) This act only applies to all writs of garnishment issued on or after January 1, 2020, regardless of the dates of entry of the judgments upon which the writs of garnishment are based; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will apply to all writs of garnishment issued on or after the date of the official declaration of the vote thereon by the governor, regardless of the dates of entry of the judgments upon which the writs of garnishment are based.".

HB19-1245 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, after line 6 insert:

"(d) During the 2017-18 school year, the department of education counted over twenty-four thousand children in Colorado's public schools that at some point during the year were homeless—either unsheltered or living in shelters, motels, or cars—due to economic hardship, domestic violence, or other familial instability;

(e) In both 2017 and 2018, Colorado had at least one thousand homeless veterans, according to the annual homeless assessment report to congress;".

Reletter succeeding paragraphs accordingly.

page 5, line 7, strike "AWARD," and substitute "ALLOCATE,"

Page 5, line 10, strike "PROJECTS"

Page 8, line 15, strike "and (3.2)"

Page 9, line 2, strike "19-____," and substitute "19-1245,"

Page 9, line 20, strike "WHICH" and substitute "MINUS ONE MILLION TWO HUNDRED TWENTY THOUSAND DOLLARS FOR THE STATE FISCAL YEAR 2019-20 AND MINUS ONE MILLION FIVE HUNDRED FORTY THOUSAND DOLLARS FOR THE STATE FISCAL YEAR 2020-21 AND EACH STATE FISCAL YEAR THEREAFTER, WHICH AMOUNT"

Page 9, strike lines 23 through 27.

Page 10, strike line 1 and insert:

"SECTION 7. In Colorado Revised Statutes, 39-26-703, amend
(2)(c) and (2)(c.5) as follows:

39-26-703. Disputes and refunds. (2)(c) A refund shall be made or a credit allowed by the executive director of the department of revenue to any person entitled to an exemption where the person establishes: That a tax was paid by another on a purchase made on behalf of such person or that a tax was paid by an independent contractor on or before July 1, 1979, on tangible personal property incorporated into realty for the sole use, benefit, and ownership of any person entitled to an exemption; that a refund has not been granted to the person making the purchase; and that the person entitled to exemption paid or reimbursed the purchaser for such tax. No such refund shall be made or credit allowed in an amount greater than the tax paid, less the expense allowance on the purchase retained by the vendor pursuant to section 39-26-105 (1).

(c.5) The executive director of the department of revenue shall make a refund or allow a credit to any person who establishes that he or she has overpaid the tax due pursuant to this article. ARTICLE 26. No such refund shall be made or credit allowed in an amount greater than the tax paid, less the expense allowance on the purchase retained by the vendor pursuant to section 39-26-105 (1):"

Renumber succeeding sections accordingly.

HB19-1257 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 9, strike "2018," and substitute "2019,".
Page 4, line 6, strike "2018," and substitute "2019,"
Page 1, line 103, strike "2018-19" and substitute "2019-20".

HB19-1258 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 18, strike "SUCH AS" and substitute "INCLUDING, BUT NOT LIMITED TO,".
Page 3, lines 22 and 23, strike "(a) EXCEPT AS SET FORTH IN SUBSECTION (3)(b) OF THIS SECTION, THE" and substitute "THE".
Page 4, strike lines 4 through 12.
Page 4, line 27, strike "24-77-103.6 (1)(c)" and substitute "24-77-103.6 (1)(b)"
Page 6, line 22, strike "19-____" and substitute "19-1257".
After consideration on the merits, the Committee recommends the following:

**HB19-1259** be referred favorably to the Committee on Appropriations.

**HB19-1264** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 7, strike lines 26 and 27 and substitute:

"(b) The working group shall consist of eight members. The President of the Senate, the minority leader of the Senate, the Speaker of the House, and the minority leader of the House shall each appoint two members to the working group prior to July 15, 2019. In making appointments, consideration should be given to appointing individuals who are certified easement holders, taxpayers who have conveyed a conservation easement and claimed a tax credit, conservation easement appraisers, and conservation attorneys."

Page 8, strike lines 1 through 5.

Page 18, strike lines 26 and 27 and substitute:

"(b) The working group shall consist of eight members. The President of the Senate, the minority leader of the Senate, the Speaker of the House, and the minority leader of the House shall each appoint two members to the working group prior to July 15, 2019. In making appointments, consideration should be given to appointing individuals who are certified easement holders, taxpayers who have conveyed a conservation easement and claimed a tax credit, conservation easement appraisers, and conservation attorneys."

Page 19, strike lines 1 through 5.

On motion of Representative Garnett, **SB19-091, HB19-1168, 1076, 1231, 1167, 1227, 1244, SB19-078, HB19-1222, SB19-203** were made Special Orders on April 2, 2019, at 9:47 a.m.

The hour of 9:47 a.m., having arrived, on motion of Representative Caraveo, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

**SPECIAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:
(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-091 by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

Amendment No. 1, Judiciary Report, dated March 7, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

Amendment No. 2, by Representative(s) Singer.

Amend the Judiciary Committee Report, dated March 7, 2019, page 1, strike lines 5 through 8 and substitute:

"Page 6 of the reengrossed bill, strike lines 14 through 27.

Strike page 7 of the bill.

Page 8 of the bill, strike lines 1 through 5.

Renumber succeeding section accordingly."

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1168 by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Laid over until April 3, retaining place on Calendar.

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

Laid over until April 3, retaining place on Calendar.

HB19-1167 by Representative(s) Duran and Carver; also Senator(s) Rodriguez--Concerning an authorization for notaries public to perform notarial acts using audio-video communication.
Amendment No. 1, State, Veterans, & Military Affairs Report, dated February 14, 2019, and placed in member's bill file; Report also printed in House Journal, February 14, 2019.

Amendment No. 2, Finance Report, dated March 4, 2019, and placed in member's bill file; Report also printed in House Journal, March 5, 2019.

Amendment No. 3, by Representative(s) Carver.

Amend the Finance Committee Report, dated March 4, 2019, page 1, after line 4 insert:

"Page 5 of the bill, strike lines 9 and 10 and substitute:

"(g) "REMOTE NOTARIZATION SYSTEM" MEANS AN ELECTRONIC DEVICE OR PROCESS THAT:

(I) ALLOWS A NOTARY PUBLIC AND A REMOTELY LOCATED INDIVIDUAL TO COMMUNICATE WITH EACH OTHER SIMULTANEOUSLY BY SIGHT AND SOUND; AND

(II) WHEN NECESSARY AND CONSISTENT WITH OTHER APPLICABLE LAW, FACILITATES COMMUNICATION WITH A REMOTELY LOCATED INDIVIDUAL WHO HAS A VISION, HEARING, OR SPEECH IMPAIRMENT."."

Page 5 of the bill, after line 17 insert:

"(i) "REMTELY LOCATED INDIVIDUAL" MEANS AN INDIVIDUAL WHO IS NOT IN THE PHYSICAL PRESENCE OF THE NOTARY PUBLIC WHO PERFORMS A NOTARIAL ACT UNDER THIS SECTION."."

Page 1, strike lines 8 and 9 and substitute "NOTARIZED DOCUMENT FOR ITS INTENDED PURPOSE."."

Page 1, lines 13 and 14, strike "OBLIGATIONS IMOSED BY APPLICABLE STATE" and substitute "LOCAL GOVERNMENT, STATE,".

Page 1, after line 14 insert:

"Strike "ANOTHER INDIVIDUAL" and substitute "A REMOTELY LOCATED INDIVIDUAL" on: Page 3 of the bill, lines 15 and 24.

Strike "THE INDIVIDUAL" and substitute "THE REMOTELY LOCATED INDIVIDUAL" on: Page 4 of the bill, line 6; Page 5, lines 15 and 27; Page 6, lines 1 and 2; Page 7, lines 8, 19, 23 and 24, and 27; Page 8, lines 6, 10, 14, 16, and 20; Page 12, lines 19 and 22; Page 13, lines 15, 18, 20, and 22, 24 and 25, 25 and 26, and 27; Page 14, lines 6, 7, and 13; and Page 15, line 26.

Strike "AN INDIVIDUAL" and substitute "A REMOTELY LOCATED INDIVIDUAL" on: Page 5, lines 7 and 21 and 22; and Page 7, lines 2 and 3.".

Amendment No. 4, by Representative(s) Melton.

Amend the State, Veterans, and Military Affairs Committee Report, dated February 14, 2019, page 1, strike line 17.

Page 2, strike line 1 and substitute:
"Page 16 of the bill, strike lines 3 through 7 and substitute:

24-21-525. Prohibited acts. (8) (a) A person that participates in a remote notarization in any capacity, including the individual, the notary public, financial institutions, real estate agents, realty businesses, mortgage insurance companies, title insurance companies, title companies, attorneys, law firms, and county governments, municipal governments, special districts, and a remote notarization system or other provider of an audio-video communication technology, identity proofing technology, or storage of an audio-video recording created under section 24-21-514.5 (9), shall not sell, offer for sale, use, or"

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1227 by Representative(s) Benavidez--Concerning a requirement that the department of personnel create a prevailing wage working group to determine the appropriate manner in which to implement a prevailing wage requirement for state contracts.

Laid over until April 3, retaining place on Calendar.

HB19-1244 by Representative(s) Coleman and Carver, Singer; also Senator(s) Fields and Gardner, Cooke, Tate--Concerning the peace officers mental health support grant program, and, in connection therewith, allowing certain agencies to apply for grants from the program and expanding the permissible uses of money awarded as grants under the program.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-078 by Senator(s) Donovan and Bridges; also Representative(s) Hansen and Herod--Concerning the protection of the open internet, and, in connection therewith, disqualifying an internet service provider from receiving high cost support mechanism money or other money received to finance broadband deployment if the internet service provider engages in certain practices that interfere with the open internet, requiring an internet service provider that engages in such practices to refund any such money received, and requiring a governmental body contracting for broadband internet access service to give preference to an internet service provider that certifies that it will not engage in practices that interfere with the open internet.

Laid over until April 3, retaining place on Calendar.
HB19-1222 by Representative(s) Kipp and McCluskie; also Senator(s) Story--Concerning a grant program to reduce the amount of the international baccalaureate exam fee paid by students.

Laid over until April 3, retaining place on Calendar.

SB19-203 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Garnett and Neville, Becker--Concerning payment of expenses of the legislative department.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

On motion of Representative Garnett, the remainder of the Special Orders Calendar HB19-1231 was laid over until April 3, retaining place on Calendar.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Melton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Melton amendment, to HB 19-1167, to show that said amendment passed, and that HB 19-1167, as amended, passed.

Amend printed bill, page 5, strike lines 9 and 10 and substitute:

"(g) "REMOTE NOTARIZATION SYSTEM" MEANS A PERSON WHO PROVIDES AUDIO-VIDEO COMMUNICATION TECHNOLOGY, E-SIGNING SERVICES, OR RECORD STORAGE SERVICES PURSUANT TO AN EMPLOYMENT OR OTHER AGREEMENT WITH A NOTARY PUBLIC, FOR THE PURPOSE OF FACILITATING THE PERFORMANCE OF NOTARIAL ACTS UNDER THIS PART 5."

The amendment was declared lost by the following roll call vote:

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Representative Melton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Melton amendment, to HB 19-1167, to show that said amendment passed, that amendment No. 3, by Representative Carver, printed in House Journal page 914, lines 10 through 48 did not pass, and that HB 19-1167, as amended, passed.

Amend the State, Veterans, and Military Affairs Committee Report, dated February 14, 2019, page 1, after line 16 insert:

"Page 16 of the bill, line 3, strike "(a)".".

Page 2 of the committee report, strike line 1 and substitute:

"Page 16 of the bill, line 4, strike "OR OTHER PROVIDER OF AN"

Page 16 of the bill, strike lines 5 and 6.

Page 16 of the bill, line 7, strike "UNDER SECTION 24-21-514.5 (10),".

The amendment was declared lost by the following roll call vote:

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Speaker N

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Laid over until date indicated retaining place on Calendar:


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 3, 2019 only:

**Business Affairs and Labor**
Representative Landgraf to replace Representative Williams

**State, Veterans, and Military Affairs**
Representative Lewis to replace Representative Williams

______________________________

House in recess. House reconvened.

______________________________

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
**on SB19-106**

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB19-106, concerning an additional process by which a board of county commissioners may initiate the withdrawal of current employees who are
peace officers from a defined contribution retirement plan offered by one or more local governments, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 4, line 8, strike "SIXTY-FIVE" and substitute "FIFTY-FIVE".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 6, after line 5 insert:

   SECTION 3. In Colorado Revised Statutes, 31-31-704.5, amend (4) as follows:
   31-31-704.5. Entry into the social security supplemental plan. (4) The board shall promulgate rules relating to standards for disclosure of all ramifications and procedures for obtaining member approval pursuant to subsection (3) of this section. The board shall also promulgate rules relating to standards for granting an employer's application for participation in the social security supplemental plan and for the submission of information to the board by the employer. The rules shall contain a provision specifying that an employer that opts to participate in the plan shall not be permitted to opt out of the plan at any later date. The board may adopt a rule allowing an eligible individual active employee of an affiliating department to elect to remain in a predecessor plan and not be covered under the social security supplemental plan."

Renumber succeeding section accordingly.

Respectfully submitted,

Senate Committee: House Committee:
(signed) (signed)
Rachel Zenzinger Kerry Tipper
John Cooke Colin Larson
Lois Court Eddie Hooton

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1297, 1298, 1299, 1300, 1301, 1302, 1303.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1007, 1052, 1078, 1119, 1135, 1173, 1191, 1201, 1209; SB19-006, 076, 151, and 152.
MESSAGE FROM THE SENATE

The President announced that Senators Winter, Chair, Fields, and Smallwood are appointed as Conferees on the First Conference Committee for HB19-1131.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 2nd day of April, 2019, at 2:55 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Tuesday, April 2, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Act:

HB19-1028  Medical Marijuana Condition Autism
Approved Tuesday, April 2, 2019 at 2:25 P.M.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Representative Gonzales-Gutierrez, the bills on the Special Orders Calendar that were laid over until April 3, 2019 (HB19-1168, 1076, 1227, SB19-078, HB19-1222, 1231), were moved to the General Orders Calendar April 3, 2019.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Gonzales-Gutierrez, the following item(s) on the Calendar was laid over until April 3, retaining place on Calendar:

Consideration of Senate Amendment(s)--HB19-1129.
On motion of Representative Gonzales-Gutierrez, the House adjourned until 9:00 a.m., April 3, 2019.

Approved:

KC Becker,
Speaker

Attest:

Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Alex Tafoa, Brenda Caballero, Alexxia Posada, Jojo Valdez, Lincoln High School, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Beckman, Saine, Singer--3.

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of April 2, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1167 by Representative(s) Duran and Carver; also Senator(s) Rodriguez and Holbert--Concerning an authorization for notaries public to perform notarial acts using audio-video communication.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1244 by Representative(s) Coleman and Carver, Singer; also
Senator(s) Fields and Gardner, Cooke, Tate--Concerning
the peace officers mental health support grant program,
and, in connection therewith, allowing certain agencies to
apply for grants from the program and expanding the
permissible uses of money awarded as grants under the
program.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Cutter, Duran, Exum,
Geitner, Gray, Hooton, Humphrey, Jackson, Jaquez Lewis, Lewis,
Michaelson Jenet, Roberts, Snyder, Valdez D., Will, Wilson, Speaker

SB19-203 by Senator(s) Fenberg, Garcia, Holbert; also
Representative(s) Garnett and Neville, Becker--
Concerning payment of expenses of the legislative
department.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Exum, Galindo, Gray, Kipp, McCluskie, Snyder, Titone

**SB19-091** by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

Laid over until April 4, retaining place on Calendar.

On motion of Representative Valdez A., the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

**GENERAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1168** by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing
the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Laid over until April 5, retaining place on Calendar.

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

Laid over until April 8, retaining place on Calendar.

HB19-1227 by Representative(s) Benavidez--Concerning a requirement that the department of personnel create a prevailing wage working group to determine the appropriate manner in which to implement a prevailing wage requirement for state contracts.

Laid over until April 8, retaining place on Calendar.

SB19-078 by Senator(s) Donovan and Bridges; also Representative(s) Hansen and Herod--Concerning the protection of the open internet, and, in connection therewith, disqualifying an internet service provider from receiving high cost support mechanism money or other money received to finance broadband deployment if the internet service provider engages in certain practices that interfere with the open internet, requiring an internet service provider that engages in such practices to refund any such money received, and requiring a governmental body contracting for broadband internet access service to give preference to an internet service provider that certifies that it will not engage in practices that interfere with the open internet.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1222 by Representative(s) Kipp and McCluskie; also Senator(s) Story--Concerning a grant program to reduce the amount of the international baccalaureate exam fee paid by students.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1231 by Representative(s) Froelich and Kipp, Benavidez, Jaquez Lewis, Melton, Mullica, Titone, Valdez A.--
Concerning efficiency standards for equipment sold in Colorado, and, in connection therewith, requiring certain appliances, plumbing fixtures, and other products sold for residential or commercial use to meet energy efficiency and water efficiency standards.

Amendment No. 1, Energy & Environment Report, dated March 25, 2019, and placed in member's bill file; Report also printed in House Journal, March 26, 2019.

Amendment No. 2, by Representative(s) Froelich.
Amend the Energy and Environment Committee Report, dated March 25, 2019, page 1, strike lines 1 and 2 and substitute:
"Amend printed bill, page 2, strike lines 2 through 10. Renumber succeeding sections accordingly.".
Page 1 of the report, after line 13 insert:
"Page 21 of the bill, after line 23 insert:
"6-7.5-110. Penalties - civil action by attorney general. (1) A PERSON SHALL NOT SELL OR OFFER TO SELL ANY NEW CONSUMER PRODUCT THAT IS REQUIRED TO MEET A STANDARD ESTABLISHED IN THIS ARTICLE 7.5 BUT THAT THE PERSON KNOWS DOES NOT MEET THAT STANDARD.
(2) WHENEVER THE ATTORNEY GENERAL HAS PROBABLE CAUSE TO BELIEVE THAT ANY PERSON OR GROUP OF PERSONS HAS VIOLATED OR CAUSED ANOTHER TO VIOLATE SUBSECTION (1) OF THIS SECTION, THE ATTORNEY GENERAL MAY BRING A CIVIL ACTION ON BEHALF OF THE STATE TO SEEK THE IMPOSITION OF CIVIL PENALTIES AS FOLLOWS:
(a) ANY PERSON WHO VIOLATES OR CAUSES ANOTHER TO VIOLATE SUBSECTION (1) OF THIS SECTION SHALL FORFEIT AND PAY TO THE GENERAL FUND OF THIS STATE A CIVIL PENALTY OF NOT MORE THAN TWO THOUSAND DOLLARS FOR EACH SUCH VIOLATION. FOR PURPOSES OF THIS SUBSECTION (2)(a), A VIOLATION CONSTITUTES A SEPARATE VIOLATION WITH RESPECT TO EACH CONSUMER OR TRANSACTION INVOLVED; EXCEPT THAT THE MAXIMUM CIVIL PENALTY SHALL NOT EXCEED FIVE HUNDRED THOUSAND DOLLARS FOR ANY RELATED SERIES OF VIOLATIONS.
(b) ANY PERSON WHO VIOLATES OR CAUSES ANOTHER TO VIOLATE ANY PROVISION OF THIS ARTICLE 7.5, WHERE SUCH VIOLATION WAS COMMITTED AGAINST AN ELDERLY PERSON, SHALL FORFEIT AND PAY TO THE GENERAL FUND OF THE STATE A CIVIL PENALTY OF NOT MORE THAN TEN THOUSAND DOLLARS FOR EACH SUCH VIOLATION. FOR PURPOSES OF THIS SUBSECTION (2)(b), A VIOLATION OF THIS SECTION CONSTITUTES A SEPARATE VIOLATION WITH RESPECT TO EACH ELDERLY PERSON INVOLVED.".".

Amendment No. 3, by Representative(s) Froelich.
Amend the Energy and Environment Committee Report, dated March 25, 2019, page 1, line 10, strike "7.5." and substitute "7.5.".
(3) This article 7.5 is not enforceable against an employee of a contractor who installs, repairs, or replaces appliances and collects from the customer an amount representing both parts and labor.”.

Amendment No. 4, by Representative(s) Froelich.

Amend printed bill, page 12, line 21, strike "OR INSTALL".

Page 12, lines 24 and 25, strike "OR INSTALL".

Page 13, lines 9 and 10, strike "OR INSTALLED".

Amendment No. 5, by Representative(s) Froelich.

Amend printed bill, page 4, line 9, strike "STATEWIDE" and substitute "STATE AND LOCAL".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey, Baisley, and Williams amendment, to SB 19-078, to show that said amendment passed, and that SB 19-078, as amended, passed.

Amend reengrossed bill, page 5, line 12, strike "SECURITY; OR" and substitute "SECURITY;".

Page 5, strike line 14 and substitute "ACTIVITY; OR"

(c) PROVIDES, PURSUANT TO ITS CORPORATE MISSION STATEMENT, A SERVICE THAT FILTERS OUT SEXUALLY EXPLICIT MATERIALS OR GRAPHIC VIOLENT CONTENT.”.

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-078, to show that said amendment passed, and that SB 19-078, as amended, passed.

Amend reengrossed bill, page 3, line 22 strike "OR".

Page 3, line 25, strike "PRACTICES." and substitute "PRACTICES; OR (e) CONTRACTS WITH A SEARCH ENGINE THAT HAS AN ALGORITHM THAT BIASES SEARCH RESULTS.".

Page 5, line 7, strike "(1)(d)" and substitute "(1)(e)".

Page 7, line 8, strike "(1)(d)." and substitute "(1)(e).".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

HB19-1168--April 5, 2019
HB19-1076, 1227--April 8, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.
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House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1234 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, 44-11-202, amend (2)(a)(XXI), (2)(a)(XXVIII), and (2)(a)(XXIX); and add (2)(a)(XXX) as follows:

44-11-202. Powers and duties of state licensing authority - rules. (2) (a) Rules promulgated pursuant to subsection (1)(b) of this section may include, but need not be limited to, the following subjects:

(XXI) Medical marijuana transporter licensed businesses, including requirements for drivers, including obtaining and maintaining a valid Colorado driver's license; insurance requirements; acceptable time frames for transport, storage, and delivery; requirements for transport vehicles; REQUIREMENTS FOR DELIVERIES; and requirements for licensed premises;

(XXVIII) Requirements for a centralized distribution permit for optional premises cultivation facilities issued pursuant to section 44-11-403 (5), including but not limited to permit application requirements and privileges and restrictions of a centralized distribution permit; and

(XXIX) Requirements for issuance of colocation permits to a marijuana research and development licensee or a marijuana research and
development cultivation licensee authorizing colocation with a medical marijuana-infused products manufacturing licensed premises, including application requirements, eligibility, restrictions to prevent cross-contamination and to ensure physical separation of inventory and research activities, and other privileges and restrictions of permits; AND

(XXX) REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS DELIVERY AS DESCRIBED IN SECTION 44-11-402(11) AND SECTION 44-11-406(5), INCLUDING:

(A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR LICENSED MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS APPLYING FOR A MEDICAL MARIJUANA DELIVERY PERMIT;

(B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS THAT HOLD A MEDICAL MARIJUANA DELIVERY PERMIT WHO WILL DELIVER MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS ARTICLE 11 AND REQUIREMENTS THAT MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR DESIGNATION PURSUANT TO SECTION 44-11-1102 PRIOR TO CONDUCTING A DELIVERY;

(C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY AND AGE IDENTIFICATION AND VERIFICATION;

(D) SECURITY REQUIREMENTS;

(E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING REQUIREMENTS FOR SURVEILLANCE;

(F) RECORD-KEEPING REQUIREMENTS;

(G) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE AND DELIVERED TO A PATIENT OR PARENT OR GUARDIAN, WHICH CANNOT EXCEED LIMITS PLACED ON SALES AT LICENSED MEDICAL MARIJUANA CENTERS;

(H) INVENTORY TRACKING SYSTEM REQUIREMENTS;

(I) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS DELIVERED TO A PATIENT OR PARENT OR GUARDIAN;

(J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS ARTICLE 11 DO NOT DISCLOSE PERSONAL IDENTIFYING INFORMATION AND HEALTH CARE INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 11, TITLE 18, OR TITLE 25; AND

(K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE MEDICAL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST REFLECT THE EXPECTED COSTS OF ADMINISTERING THE MEDICAL MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND INDIRECT COSTS.

(L) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS;

(M) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS CANNOT BE PLACED INTO A DELIVERY VEHICLE UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED
ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND
(N) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE OF GIFT CARDS AND PREPAYMENT ACCOUNTS.

SECTION 2. In Colorado Revised Statutes, 44-12-202, amend (3)(a)(XVIII), (3)(a)(XXIII), and (3)(a)(XXIV); and add (3)(a)(XXV) as follows:

44-12-202. Powers and duties of state licensing authority - rules. (3) (a) Rules promulgated pursuant to subsection (2)(b) of this section must include, but need not be limited to, the following subjects:
(XVIII) Retail marijuana transporter licensed businesses, including requirements for drivers, including obtaining and maintaining a valid Colorado driver's license; insurance requirements; acceptable time frames for transport, storage, and delivery; requirements for transport vehicles; REQUIREMENTS FOR DELIVERIES; and requirements for licensed premises;

(XXIII) Requirements for a centralized distribution permit for retail marijuana cultivation facilities issued pursuant to section 44-12-403 (7), including but not limited to permit application requirements and privileges and restrictions of a centralized distribution permit; and

(XXIV) Requirements for issuance of colocation permits to a marijuana research and development licensee or a marijuana research and development cultivation licensee authorizing colocation with a retail marijuana products manufacturing licensed premises, including application requirements, eligibility, restrictions to prevent cross-contamination and to ensure physical separation of inventory and research activities, and other privileges and restrictions of permits; AND

(XXV) REQUIREMENTS FOR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS DELIVERY AS DESCRIBED IN SECTION 44-12-402 (12) AND SECTION 44-12-406 (5), INCLUDING:

(A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR RETAIL MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS APPLYING FOR A RETAIL MARIJUANA DELIVERY PERMIT;

(B) TRAINING REQUIREMENTS FOR PERSONNEL OF RETAIL MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS THAT HOLD A RETAIL MARIJUANA DELIVERY PERMIT THAT WILL DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS ARTICLE 12 AND REQUIREMENTS THAT RETAIL MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR DESIGNATION PURSUANT TO SECTION 44-11-1102 PRIOR TO CONDUCTING A DELIVERY;

(C) PROCEDURES FOR AGE IDENTIFICATION AND VERIFICATION;

(D) SECURITY REQUIREMENTS;

(E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING

REQUIREMENTS FOR SURVEILLANCE;

(F) RECORD-KEEPING REQUIREMENTS;

(G) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS PLACED ON SALES AT RETAIL MARIJUANA STORES;

(H) INVENTORY TRACKING SYSTEM REQUIREMENTS;

(I) HEALTH AND SAFETY REQUIREMENTS FOR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS DELIVERED TO AN INDIVIDUAL;

(J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS DELIVERING RETAIL MARIJUANA PURSUANT TO THIS ARTICLE 12 DO NOT
DISCLOSE PERSONAL IDENTIFYING INFORMATION AND HEALTH CARE
INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT
INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS
OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 12, TITLE 18, OR
TITLE 25;

(K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE
RETAIL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST
REFLECT THE EXPECTED COSTS OF ADMINISTERING THE RETAIL MARIJUANA
DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING
AUTHORITY TO REFLECT THE PERMIT’S ACTUAL DIRECT AND INDIRECT
COSTS.

(L) THE PERMITTED HOURS OF DELIVERY OF RETAIL MARIJUANA
AND RETAIL MARIJUANA PRODUCTS;

(M) REQUIREMENTS FOR AREAS WHERE RETAIL MARIJUANA
ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED,
INCLUDING REQUIREMENTS THAT RETAIL MARIJUANA AND RETAIL
MARIJUANA PRODUCTS CANNOT BE PLACED INTO A DELIVERY VEHICLE
UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY
ORDERS MUST BE PACKAGED ON THE LICENSED PREMISES OF A RETAIL
MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER
AN ORDER HAS BEEN RECEIVED; AND

(N) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE
OF GIFT CARDS AND PREPAYMENT ACCOUNTS.

SECTION 3. In Colorado Revised Statutes, 44-11-301, amend
(1) introductory portion, (1)(g), and (1)(h); and add (1)(i) as follows:

44-11-301. Local licensing authority - applications - licenses
- permits. (1) A local licensing authority may issue only the following
medical marijuana licenses OR PERMITS upon payment of the fee and
compliance with all local licensing requirements to be determined by the
local licensing authority:

(g) A marijuana research and development license; and

(h) A marijuana research and development cultivation license;

AND

(i) A MEDICAL MARIJUANA DELIVERY PERMIT.

SECTION 4. In Colorado Revised Statutes, 44-12-301, amend
(1) as follows:

44-12-301. Local approval - licensing. (1) When the state
licensing authority receives an application for original licensing OR
ISSUANCE OF A RETAIL MARIJUANA DELIVERY PERMIT or renewal of an
existing license OR PERMIT for any marijuana establishment, the state
licensing authority shall provide, within seven days, a copy of the
application to the local jurisdiction in which the establishment is to be
located unless the local jurisdiction has prohibited the operation of retail
marijuana establishments pursuant to section 16 (5)(f) of article XVIII of
the state constitution. The local jurisdiction shall determine whether the
application complies with local restrictions on time, place, manner, and
the number of marijuana businesses. The local jurisdiction shall inform
the state licensing authority whether the application complies with local
restrictions on time, place, manner, and the number of marijuana
businesses.

SECTION 5. In Colorado Revised Statutes, 44-11-402, add (11)
as follows:

44-11-402. Medical marijuana center license - medical
marijuana delivery permit - report - rules - repeal. (11) (a) (I) THERE
IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL
MARIJUANA CENTER LICENSE AUTHORIZING THE PERMIT HOLDER TO
DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED
PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE
YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL
MARIJUANA CENTER LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT
TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA CENTER;
EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY
APPLY TO MULTIPLE MEDICAL MARIJUANA CENTERS PROVIDED THAT THE
MEDICAL MARIJUANA CENTERS ARE IN THE SAME LOCAL JURISDICTION AND
ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING
AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL
MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS
DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A
MEDICAL MARIJUANA CENTER LICENSE ISSUED PURSUANT TO THIS ARTICLE
11. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING
WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA
DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY
THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF
A LICENSED MEDICAL MARIJUANA CENTER. A VIOLATION RELATED TO A
MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR
SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL
MARIJUANA CENTER LICENSE.

(b) A MEDICAL MARIJUANA CENTER LICENSEE SHALL NOT MAKE
DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA
INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO
TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED MEDICAL MARIJUANA CENTER SHALL CHARGE A
ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED MEDICAL
MARIJUANA CENTER SHALL REMIT THE SURCHARGES COLLECTED ON A
MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED MEDICAL
MARIJUANA CENTER IS LOCATED, OR TO THE COUNTY IF THE LICENSED
MEDIACAL MARIJUANA CENTER IS IN AN UNINCORPORATED AREA, FOR
LOCAL LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.
FAILURE TO COMPLY WITH THIS SUBSECTION (11)(c) MAY RESULT IN
NONRENEWAL OF THE MEDICAL MARIJUANA DELIVERY PERMIT.

(d) A LICENSED MEDICAL MARIJUANA CENTER WITH A MEDICAL
MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE PATIENT OR
PARENT OR GUARDIAN WHO PLACED THE ORDER AND WHO:

(I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA
PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE
PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT’S PRIMARY
CAREGIVER;

(II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

(III) POSSESS AN ACCEPTABLE FORM OF IDENTIFICATION.

(e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL
LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL
MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE
WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE
UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND
VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE
DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST
HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING
AUTHORITY.

(f) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL
MARIJUANA CENTER WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT
MAY:

(I) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS FROM A
PATIENT OR THE PARENT OR GUARDIAN FOR THE PURCHASE AND DELIVERY
OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS. IF
THE ORDER IS FROM AN ONLINE PLATFORM, PRIOR TO THE COMPLETION OF
THE TRANSACTION THROUGH THE ONLINE PLATFORM, THE ONLINE
PLATFORM MUST MAKE THE PATIENT AWARE OF THE IDENTITY OF THE
LICENSED MEDICAL MARIJUANA CENTER THAT WILL FULFILL THE ORDER TO
THE PATIENT OR THE PARENT OR GUARDIAN.

(II) DELIVER MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS
ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO A PATIENT OR A PARENT OR GUARDIAN;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
PATIENT OR RESIDENCE;

(V) DELIVER ONLY TO PRIVATE RESIDENCES;

(VI) DELIVER MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT
COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT
TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT
WITH A MEDICAL MARIJUANA TRANSPORTER THAT HAS A VALID MEDICAL
MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,
FROM ITS MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE
LICENSED AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY
RULE.

(g) (I) AT THE TIME OF THE ORDER, THE LICENSED MEDICAL
MARIJUANA CENTER SHALL CONFIRM THE PATIENT’S OR PARENT’S OR
GUARDIAN’S VALID REGISTRY IDENTIFICATION CARD ISSUED PURSUANT TO
SECTION 25-1.5-106 AND AGE AS REQUIRED BY THE STATE LICENSING
AUTHORITY.

(II) PRIOR TO TRANSFERRING POSSESSION OF THE MEDICAL
MARIJUANA ORDER TO A PATIENT OR PARENT OR GUARDIAN, THE LICENSED
MARIJUANA CENTER DELIVERY PERSON OR ITS CONTRACTED
MARIJUANA TRANSPORTER LICENSEE DELIVERY PERSON SHALL
CONFIRM THE PATIENT’S OR PARENT’S OR GUARDIAN’S IDENTIFICATION, THE
PATIENT’S OR PARENT’S OR GUARDIAN’S POSSESSION OF VALID REGISTRY
IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106 THAT
MATCHES THE NAME ON THE IDENTIFICATION CARD, AND THE ADDRESS
PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.

(h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 11, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
THIS ARTICLE 11 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED
TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
LABELING REQUIREMENTS.

(II) The advertising regulations and prohibitions adopted pursuant to section 44-11-202 (3)(a)(II) apply to medical marijuana delivery operations pursuant to this subsection (11).

(i) It is not a violation of any provision of state, civil, or criminal law for a licensed medical marijuana center or medical marijuana transporter licensee with a valid medical marijuana delivery permit, or such person who has made timely and sufficient application for the renewal of the permit, or its licensees to possess, transport, and deliver medical marijuana and medical marijuana-infused products pursuant to a medical marijuana delivery permit in amounts that do not exceed amounts established by the state licensing authority.

(j) A local law enforcement agency may request state licensing authority reports, including complaints, investigative actions, and final agency action orders, related to criminal activity materially related to medical marijuana delivery in the law enforcement agency’s jurisdiction, and the state licensing authority shall promptly provide any reports in its possession for the law enforcement agency’s jurisdiction.

(k) (I) Notwithstanding any provisions of this section, delivery of medical marijuana or medical marijuana-infused products is not permitted in any municipality, county, or city and county unless the municipality, county, or city and county, by either a majority of the registered electors of the municipality, county, or city and county voting at a regular election or special election called in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31, or the "Uniform Election Code of 1992", articles 1 to 13 of title 1, as applicable, or a majority of the members of the governing board for the municipality, county, or city and county, vote to allow the delivery of medical marijuana or medical marijuana-infused products pursuant to this section.

(II) Delivery of medical marijuana or medical marijuana-infused products may not cross the jurisdictional boundaries of the municipality, county, city, or city and county where the originating medical marijuana business is located unless the municipality, county, or city and county allows delivery from outside its jurisdiction.

(I) (I) The state licensing authority shall begin issuing medical marijuana delivery permits to qualified medical marijuana center applicants on January 2, 2020.

(II) No later than January 2, 2021, the state licensing authority shall submit a report to the finance committees of the house of representatives and the senate, or any successor committees, regarding the number of medical marijuana delivery applications submitted, the number of medical marijuana delivery permits issued, any findings by the state licensing authority of criminal activity materially related to medical marijuana delivery, and any incident reports that include felony charges materially related to medical marijuana delivery, which were filed and reported to the state licensing authority by the law enforcement agency, district attorney, or other agency responsible for filing the felony charges. The state licensing authority may consult with the
DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IN
THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA MATERIALLY
RELATED TO MEDICAL MARIJUANA DELIVERY.

SECTION 6. In Colorado Revised Statutes, 44-12-402, add (12)
as follows:

44-12-402. Retail marijuana store license - retail marijuana
delivery permit - report - rules - repeal. (12) (a) (I) There is
authorized a retail marijuana delivery permit to a retail
marijuana store license authorizing the permit holder to deliver
retail marijuana and retail marijuana products.

(II) A retail marijuana delivery permit is valid for one
year and may be renewed annually upon renewal of the retail
marijuana store license or retail marijuana transporter license.

(III) A retail marijuana delivery permit issued pursuant to
this section applies to only one retail marijuana store; except
that, a single retail marijuana delivery permit may apply to
multiple retail marijuana stores provided that the retail
marijuana stores are in the same local jurisdiction and are
identically owned, as defined by the state licensing authority
for purposes of this section.

(IV) The state licensing authority may issue a retail
marijuana delivery permit to a qualified applicant, as
determined by the state licensing authority, that holds a retail
marijuana store license issued pursuant to this article 12. A
permit applicant is prohibited from delivering retail marijuana
and retail marijuana products without state and local
jurisdiction approval. If the applicant does not receive local
jurisdiction approval within one year from the date of the state
licensing authority approval, the state permit expires and may
not be renewed. If an application is denied by the local licensing
authority, the state licensing authority shall revoke the
state-issued permit. The state licensing authority has discretion
in determining whether an applicant is qualified to receive a
retail marijuana delivery permit. A retail marijuana delivery
permit issued by the state licensing authority is deemed a
revocable privilege of a licensed retail marijuana store or
retail marijuana transporter licensee. A violation related to a
retail marijuana delivery permit is grounds for a fine or
suspension or revocation of the delivery permit or retail
marijuana store license.

(b) A retail marijuana transporter licensee shall not
make deliveries of retail marijuana or retail marijuana
products to individuals while also transporting retail
marijuana or retail marijuana products between licensed
premises in the same vehicle.

(c) The licensed retail marijuana store shall charge a
one-dollar surcharge on each delivery. The licensed retail
marijuana store shall remit the surcharges collected on a
monthly basis to the municipality where the licensed retail
marijuana store is located, or to the county if the licensed
retail marijuana store is in an unincorporated area, for local
law enforcement costs related to marijuana enforcement.
Failure to comply with this subsection (12)(c) may result in
nonrenewal of the retail marijuana delivery permit.

(d) A licensed retail marijuana store with a retail
MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND
RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED THE
ORDER AND WHO:
(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;
(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL
MARIJUANA PRODUCTS PURSUANT TO RULES; AND
(III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.
(e) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL
MARIJUANA PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE
AND BE A CURRENT EMPLOYEE OF THE LICENSED RETAIL MARIJUANA STORE
OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL
MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING
REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,
INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED
ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY
OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.
(f) IN ACCORDANCE WITH THIS SUBSECTION (12) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (12), A LICENSED RETAIL
MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT
MAY:
(I) RECEIVE AN ORDER THROUGH ELECTRONIC OR OTHER MEANS
FOR THE PURCHASE AND DELIVERY OF RETAIL MARIJUANA OR RETAIL
MARIJUANA PRODUCTS. IF THE ORDER IS FROM AN ONLINE PLATFORM,
PRIOR TO THE COMPLETION OF THE TRANSACTION THROUGH THE ONLINE
PLATFORM, THE ONLINE PLATFORM MUST MAKE THE INDIVIDUAL AWARE
OF THE IDENTITY OF THE LICENSED RETAIL MARIJUANA STORE THAT WILL
FULFILL THE ORDER TO THE INDIVIDUAL.
(II) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS
NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE LICENSING
AUTHORITY;
(III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED
IN THE ORDER;
(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
INDIVIDUAL OR RESIDENCE;
(V) DELIVER TO PRIVATE RESIDENCES;
(VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION
AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION
44-12-202 (3)(a)(XXV); AND
(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT
WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL
MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,
FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.
(g) (I) AT THE TIME OF THE ORDER, THE LICENSED RETAIL
MARIJUANA STORE SHALL CONFIRM THE VALIDITY OF THE INDIVIDUAL’S
AGE AS REQUIRED BY THE STATE LICENSING AUTHORITY.
(II) PRIOR TO TRANSFERRING POSSESSION OF THE RETAIL
MARIJUANA ORDER TO AN INDIVIDUAL, THE LICENSED RETAIL MARIJUANA
STORE DELIVERY PERSON OR ITS CONTRACTED RETAIL MARIJUANA
TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE
INDIVIDUAL’S IDENTIFICATION AND THE ADDRESS PROVIDED WITH THE
ORDER AT THE POINT OF DELIVERY.
(h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED PURSUANT TO SECTION 44-12-202 (3)(d)(I) APPLY TO RETAIL MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (12).

(i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS LICENSEE TO POSSESS, TRANSPORT, AND DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO A RETAIL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

(j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE ACTION, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL ACTIVITY MATERIALLY RELATED TO RETAIL MARIJUANA DELIVERY IN THE LAW ENFORCEMENT AGENCY’S JURISDICTION, AND THE STATE LICENSING AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION FOR THE LAW ENFORCEMENT AGENCY’S JURISDICTION.

(k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS SECTION.

(II) DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS MAY NOT CROSS THE JURISDICTIONAL BOUNDARIES OF THE MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY WHERE THE ORIGINATING RETAIL MARIJUANA ESTABLISHMENT IS LOCATED UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS DELIVERY FROM OUTSIDE ITS JURISDICTION.

(l) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING RETAIL MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA STORE APPLICANTS ON JANUARY 2, 2021.

SECTION 7. In Colorado Revised Statutes, 44-11-406, amend (1)(a); and add (5) as follows:

44-11-406. Medical marijuana transporter license. (1) (a) A medical marijuana transporter license may be issued to a person to provide logistics, distribution, DELIVERY, and storage of medical marijuana and medical marijuana-infused products. Notwithstanding any other provisions of law, a medical marijuana transporter license is valid for two years but cannot be transferred with a change of ownership. A licensed medical marijuana transporter is responsible for the medical
marijuana and medical marijuana-infused products once it takes control of the product.

(5) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL MARIJUANA TRANSPORTER LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA TRANSPORTER; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA TRANSPORTERS PROVIDED THAT THE MEDICAL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A MEDICAL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 11. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA TRANSPORTER LICENSE.

(b) A MEDICAL MARIJUANA TRANSPORTER LICENSEE SHALL NOT MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ON BEHALF OF A MEDICAL MARIJUANA CENTER ONLY TO THE PATIENT OR PARENT OR GUARDIAN WHO PLACED THE ORDER WITH A MEDICAL MARIJUANA CENTER AND WHO:

(I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT’S PRIMARY CAREGIVER;

(II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

(III) POSSESES AN ACCEPTABLE FORM OF IDENTIFICATION.

(d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT MAY:

(I) NOT ACCEPT ORDERS ON BEHALF OF A MEDICAL MARIJUANA CENTER AND MAY ONLY PICK UP ALREADY PACKAGED MEDICAL MARIJUANA DELIVERY ORDERS FROM A MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE
FACILITY AS DEFINED BY RULE AND DELIVER THOSE ORDERS TO THE
APPROPRIATE PATIENT, PARENT, OR GUARDIAN;

(II) DELIVER MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS
ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO A PATIENT REGISTERED IN THE MEDICAL
MARIJUANA PATIENT REGISTRY OR A PARENT OR GUARDIAN OF A PATIENT
WHO IS ALSO THAT PATIENT’S PRIMARY CAREGIVER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
PATIENT OR RESIDENCE;

(V) DELIVER TO A PRIVATE RESIDENCE;

(VI) DELIVER MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT
COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT
TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,
AND PURSUANT TO A CONTRACT WITH, A MEDICAL MARIJUANA CENTER
THAT HAS A VALID MEDICAL MARIJUANA DELIVERY PERMIT FROM ITS
MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(e) PRIOR TO TRANSFERRING POSSESSION OF THE MEDICAL
MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS ORDER TO A
PATIENT OR PARENT OR GUARDIAN, THE LICENSED MEDICAL MARIJUANA
TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE PATIENT’S
OR PARENT’S OR GUARDIAN’S IDENTIFICATION, THE PATIENT’S OR PARENT’S
OR GUARDIAN’S POSSESSION OF THE MEDICAL MARIJUANA REGISTRY CARD
THAT MATCHES THE MEDICAL MARIJUANA REGISTRY NUMBER, AND THE
ADDRESS PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.

(f) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS FOR A MEDICAL MARIJUANA
TRANSPORTER MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A
CURRENT EMPLOYEE OF THE MEDICAL MARIJUANA TRANSPORTER LICENSEE
WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE
UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND
VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE
DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST
HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING
AUTHORITY.

(g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 11, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
THIS ARTICLE 11 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED
TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED
PURSUANT TO SECTION 44-11-202 (3)(a)(II) APPLY TO MEDICAL
MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).

(h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR
CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA TRANSPORTER
LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT, OR SUCH
PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE
RENEWAL OF THE PERMIT, OR ITS LICENSEE TO POSSESS, TRANSPORT, AND
DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED
PRODUCTS PURSUANT TO A MEDICAL MARIJUANA DELIVERY PERMIT IN
AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

(i) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

(II) DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS MAY NOT CROSS THE JURISDICTIONAL BOUNDARIES OF THE MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY WHERE THE ORIGINATING MEDICAL MARIJUANA CENTER IS LOCATED UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS DELIVERY FROM OUTSIDE ITS JURISDICTION.

(j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL MARIJUANA TRANSPORTER APPLICANTS ON JANUARY 2, 2021.

SECTION 8. In Colorado Revised Statutes, 44-12-406, amend (1)(a); and add (5) as follows:

44-12-406. Retail marijuana transporter license. (1) (a) A retail marijuana transporter license may be issued to a person to provide logistics, distribution, DELIVERY, and storage of retail marijuana and retail marijuana products. Notwithstanding any other provisions of law, a retail marijuana transporter license is valid for two years but cannot be transferred with a change of ownership. A licensed retail marijuana transporter is responsible for the retail marijuana and retail marijuana products once it takes control of the product.

(5) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

(II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL MARIJUANA TRANSPORTER LICENSE.

(III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA TRANSPORTER; EXCEPT THAT, A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE RETAIL MARIJUANA TRANSPORTERS PROVIDED THAT THE RETAIL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 12. A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL
JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL MARIJUANA TRANSPORTER LICENSE.

(b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED RETAIL MARIJUANA TRANSPORTER WITH A RETAIL MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ON BEHALF OF A RETAIL MARIJUANA STORE ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER WITH A RETAIL MARIJUANA STORE AND WHO:

(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO RULES; AND

(III) POSSESS AN ACCEPTABLE FORM OF IDENTIFICATION.

(d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED RETAIL MARIJUANA TRANSPORTER WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT MAY:

(I) NOT ACCEPT ORDERS ON BEHALF OF A RETAIL MARIJUANA STORE AND MAY ONLY PICK UP ALREADY PACKAGED RETAIL MARIJUANA DELIVERY ORDERS FROM A RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AND DELIVER THOSE ORDERS TO THE APPROPRIATE INDIVIDUAL;

(II) DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME INDIVIDUAL OR RESIDENCE;

(V) DELIVER TO A PRIVATE RESIDENCE;

(VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION 44-12-202 (3)(a)(XXV); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF, AND PURSUANT TO A CONTRACT WITH, A RETAIL MARIJUANA STORE THAT HAS A VALID RETAIL MARIJUANA DELIVERY PERMIT FROM ITS RETAIL MARIJUANA CENTER OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(e) PRIOR TO TRANSFERRING POSSESSION OF THE RETAIL MARIJUANA ORDER TO AN INDIVIDUAL, THE LICENSED RETAIL MARIJUANA TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE
INDIVIDUAL'S IDENTIFICATION AND THE ADDRESS PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.
(f) Any person delivering retail marijuana or retail marijuana products for a retail marijuana transporter must possess a valid occupational license and be a current employee of the retail marijuana transporter licensee with a valid retail marijuana delivery permit; must have undergone training regarding proof-of-age identification and verification, including all forms of identification that are deemed acceptable by the state licensing authority; and must have any other training required by the state licensing authority.
(g) (I) Unless otherwise provided by the state licensing authority by rules promulgated pursuant to this article 12, all requirements applicable to other licenses issued pursuant to this article 12 apply to the delivery of retail marijuana and retail marijuana products, including but not limited to inventory tracking, transportation, and packaging and labeling requirements.
(II) The advertising regulations and prohibitions adopted pursuant to section 44-12-202 (3)(d)(I) apply to retail marijuana delivery operations pursuant to this subsection (5).
(h) It is not a violation of any provision of state, civil, or criminal law for a licensed retail marijuana transporter licensee with a valid retail marijuana delivery permit, or such person who has made timely and sufficient application for the renewal of the permit, or its licensees to possess, transport, and deliver retail marijuana and retail marijuana products pursuant to a retail marijuana delivery permit in amounts that do not exceed amounts established by the state licensing authority.
(i) (I) Notwithstanding any provisions of this section, delivery of retail marijuana or retail marijuana products is not permitted in any municipality, county, or city and county unless the municipality, county, or city and county, by either a majority of the registered electors of the municipality, county, or city and county voting at a regular election or special election called in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31, or the "Uniform Election Code of 1992", articles 1 to 13 of title 1, as applicable, or a majority of the members of the governing board for the municipality, county, or city and county, vote to allow the delivery of retail marijuana or retail marijuana products pursuant to this section.
(II) Delivery of retail marijuana or retail marijuana products may not cross the jurisdictional boundaries of the municipality, county, city, or city and county where the originating retail marijuana store is located unless the municipality, county, or city and county allows delivery from outside its jurisdiction.
(j) The state licensing authority shall begin issuing retail marijuana delivery permits to qualified retail marijuana transporter applicants on January 2, 2021.

SECTION 9. In Colorado Revised Statutes, 44-11-1101, add (2)(b)(III.5) as follows:
44-11-1101. Responsible vendor program - standards - designation. (2) An approved training program shall MUST contain, at a minimum, the following standards and shall MUST be taught in a classroom setting in a minimum of a two-hour period:
(b) A core curriculum of pertinent statutory and regulatory provisions, which curriculum includes, but need not be limited to:
(III.5) STATUTORY AND REGULATORY REQUIREMENTS RELATED TO MARIJUANA DELIVERY;

SECTION 10. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1241 be referred favorably to the Committee on Appropriations.

HB19-1252 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 4, before "COURSES" insert "GENERAL EDUCATION".

Amend printed bill, page 3, after line 8 insert:
"(V) STUDENTS HAVE THE RIGHT TO HAVE THEIR PRIOR LEARNING EVALUATED FOR ACADEMIC CREDIT CONSIDERATION, PURSUANT TO SECTION 23-1-125 (4.5);".

Renumber succeeding subparagraphs accordingly.

Page 3, lines 9 through 10, strike "NEED ADDITIONAL RIGHTS CREATED FOR WORK-RELATED EXPERIENCE TO" and substitute "CAN BENEFIT FROM THE ABILITY TO HAVE WORK-RELATED EXPERIENCE BEYOND GENERAL EDUCATION".

Page 3, line 11, strike "TWO-YEAR AND FOUR-YEAR DEGREES" and substitute "POSTSECONDARY CREDENTIALS".

Page 3, line 14, after "EXPERIENCES" insert " THAT DEMONSTRATE POSTSECONDARY LEARNING".

Page 3, line 15, strike "DEGREE;" and substitute "POSTSECONDARY CREDENTIAL;".

Page 3, line 18, strike "AN ASSOCIATE OF APPLIED SCIENCE DEGREE" and substitute "A POSTSECONDARY CREDENTIAL".

Page 3, lines 20 through 21, strike "AN ASSOCIATE DEGREE OF OR BACHELOR DEGREE OF ARTS OR SCIENCE" and substitute "A POSTSECONDARY CREDENTIAL".

Page 4, line 2, strike "CREDENTIALS" substitute "CREDENTIALS, WHEN ALIGNED WITH GUARANTEED TRANSFER COURSES OR STATEWIDE ARTICULATION AGREEMENTS, ".

Page 4, line 3, strike "POSTSECONDARY".

Page 4, lines 3 through 4, strike "TWO-YEAR AND FOUR-YEAR POSTSECONDARY DEGREES." and substitute "POSTSECONDARY CREDENTIALS.".

Page 4, line 5, strike "COUNCIL MUST DEVELOP A" and substitute "COUNCIL’S STATE".

Page 4, line 7, strike "EDUCATION. THE STATE PLAN" and substitute "EDUCATION".

Page 4, line 10, strike "WORKFORCE." and substitute "WORKFORCE; AND".

Page 4, line 16, strike "WORKFORCE; AND" and substitute "WORKFORCE.".

Page 4, strike lines 17 through 20.

Page 5, line 1, strike "OR" and substitute "OR, WHERE POSSIBLE, WITHIN".

Page 5, line 5, strike "23-1-108.5." and substitute "23-1-108.5, CONVENED BY THE COMMISSION ON HIGHER EDUCATION.".

Page 5, after line 5 insert:

"(b) "PRIOR LEARNING" MEANS POSTSECONDARY ACADEMIC CREDIT FOR DEMONSTRATED LEARNING THAT OCCURS THROUGH EDUCATION, EMPLOYMENT, MILITARY SERVICE, OR OTHER EXPERIENCES.".

Reletter succeeding paragraphs accordingly.

Page 5, line 16, strike "PROGRAM, THAT" and substitute "PROGRAM.".

Page 5, strike lines 17 through 19.

Page 6, strike lines 6 through 10 and substitute:

"(b) DEVELOP A PROCESS FOR ALIGNING COMPETENCIES AND RELATED PRIOR LEARNING PURSUANT TO THIS SECTION; AND".

Page 6, line 13, strike "STACKABLE".
Page 6, line 15, strike "EDUCATION" and substitute "ACADEMIC".

Page 6, line 19, strike "ARE THE FASTEST GROWING" and substitute "ARE RESPONSIVE TO WORKFORCE DEMANDS AND ARE".

Page 6, lines 24 and 25, strike "CAN APPLY TOWARD A STATE PUBLIC TWO-YEAR OR FOUR-YEAR INSTITUTION OF HIGHER EDUCATION DEGREE." and substitute "MAY APPLY TOWARD A POSTSECONDARY CREDENTIAL.".

Page 6, line 26, after "IN" insert "AREAS INCLUDING".

Page 6, line 27, strike "THE CERTIFICATES MUST BE ELIGIBLE FOR".

Page 7, strike lines 1 through 8.

Page 7, line 23, strike "ALL REMAINING" and substitute "ADDITIONAL".

SB19-003 be referred favorably to the Committee on Appropriations.

SB19-183 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

SB19-052 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1263 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, line 3, strike "(2);" and substitute "(2)(a) and (2)(c);".

Page 3, strike lines 5 through 18, and substitute:

"(2) A person who violates subsection (1) of this section by possessing:
(a) Any material, compound, mixture, or preparation that contains any quantity of flunitrazepam; ketamine; GAMMA HYDROXYBUTYRATE, INCLUDING ITS SALTS, ISOMERS, AND SALTS OF ISOMERS; OR cathinones or
a controlled substance listed in schedule I or H of part 2 of this article
commits a level 4 drug felony.

(c) Any material, compound, mixture, or preparation that contains
any quantity of a controlled substance listed in schedule III, IV, or V
SCHEDULE I, II, III, IV, OR V of part 2 of this article ARTICLE 18 except
flunitrazepam, GAMMA HYDROXYBUTYRATE, or ketamine commits a level
I drug misdemeanor."

Page 9, line 4, strike "ALL" and substitute "MOST".

Page 9, line 17, strike "SHALL" and substitute "MAY".

Page 9, strike line 22, and substitute "PROBATION, OR THE COURT MAY
SENTENCE AN OFFENDER TO UP TO ONE HUNDRED EIGHTY DAYS IN THE
COUNTY JAIL. IN ADDITION TO THE SENTENCE TO PROBATION OR TO THE
COUNTY JAIL, THE OFFENDER".

Page 10, line 1, strike "SHALL" and substitute "MAY".

Page 10, strike line 6, and substitute "PROBATION, OR THE COURT MAY
SENTENCE AN OFFENDER TO UP TO ONE HUNDRED TWENTY DAYS IN THE
COUNTY JAIL. IN ADDITION TO THE SENTENCE TO PROBATION OR TO THE
COUNTY JAIL, THE OFFENDER".

Page 10, line 8, strike "repeal" and substitute "amend".

Page 10, strike lines 13 through 20, and substitute:
"(a) Possession of a controlled substance; but only when the
quantity of the controlled substance is not more than four grams of a
schedule I or schedule H controlled substance, ANY MATERIAL,
COMPOUND, MIXTURE, OR PREPARATION CONTAINING ANY QUANTITY OF
GAMMA HYDROXYBUTYRATE, INCLUDING ITS SALTS, ISOMERS, AND SALTS
OF ISOMERS; not more than two grams of methamphetamine, heroin,
ketamine or cathinones; or not more than four milligrams of
flunitrazepam. The district attorney and defendant may stipulate to the
amount of the controlled substance possessed by the defendant at the time
of sentencing, or the court shall determine the amount at the time of
sentencing.".

Page 10, line 21, strike "repeal" and substitute "amend".

Page 10, strike lines 23 through 27, and substitute:
"18-1.3-801. Punishment for habitual criminals. (2) (b) The
provisions of paragraph (a) of this subsection (2) shall not
SUBSECTION (2)(a) DO NOT apply to a conviction for a level 4 drug felony pursuant to
section 18-18-403.5 (2), or a conviction for a level 4 drug felony for
attempt or conspiracy to commit unlawful possession of a controlled
substance, as described in section 18-18-403.5 (2), if the amount of the
schedule I or schedule H controlled substance possessed is not more than
four grams of ANY MATERIAL, COMPOUND, MIXTURE, OR PREPARATION
CONTAINING ANY QUANTITY OF GAMMA HYDROXYBUTYRATE, INCLUDING
ITS SALTS, ISOMERS, AND SALTS OF ISOMERS, or not more than two grams
of methamphetamine, heroin, cathinones or ketamine, or not more than
four milligrams of flunitrazepam, even if the person has been previously
convicted of three or more qualifying felony convictions.".
Page 11, strike lines 1 through 25.
Renumber succeeding sections accordingly.
Page 12, line 6, strike "COURT." and substitute "COURT OR TO CONDUCT SCREENING, ASSESSMENT, DIVERSION, OR TREATMENT, OR PROVIDE SUPERVISION, FOR DRUG OFFENDERS.".
Page 12, strike lines 15 through 19.
Page 12, line 21, strike "9" and substitute "8".

HB19-1267 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 10, strike "employer in which the" and substitute "employer. in which the employer may command when, where, and how much labor or services shall be performed. For the purpose of this article, ARTICLE 4, RELEVANT FACTORS IN DETERMINING WHETHER A PERSON IS AN EMPLOYEE INCLUDE THE DEGREE OF CONTROL THE EMPLOYER MAY OR DOES EXERCISE OVER THE PERSON AND THE DEGREE TO WHICH THE PERSON PERFORMS WORK THAT IS THE PRIMARY WORK OF THE EMPLOYER; EXCEPT THAT".
Page 4, strike lines 11 through 13.
Page 4, line 14, strike "ARTICLE 4,"
Page 4, line 19, strike "INDIVIDUAL,"
Page 4, strike lines 25 and 26, and substitute "PERSON ACTING DIRECTLY OR INDIRECTLY IN"
Page 6, line 7, after "penalty." insert "(1)".
Page 6, line 11, strike "WILLFULLY," and substitute "INTENTIONALLY,".
Page 6, after line 18, insert:
"(2) FOR THE PURPOSE OF THIS SECTION, THE AMOUNT OF THE THEFT IS THE UNPAID BALANCE OF THE FULL AMOUNT OF THE MINIMUM WAGE, AS DESCRIBED IN SECTION 8-6-118.".

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1243 be postponed indefinitely.
HB19-1266 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 19, strike "19-____," and substitute "19-1266."

Page 3, line 22, strike "19-____" and substitute "19-1266".

HB19-1278 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 15, strike "AN ELECTION JUDGE," and substitute "ELECTION JUDGES,"

Page 3, line 4, after "ELECTION" insert "OR PRESIDENTIAL PRIMARY ELECTION".

Page 3, line 6, strike "ELECTION." and substitute "ELECTION OR PRESIDENTIAL PRIMARY ELECTION.".

Page 3, line 8, strike "and (3)(c)".

Page 3, line 14, after "THE" insert "DATE OF THE".

Page 3, strike lines 23 through 27.

Page 4, strike lines 1 and 2 and substitute.

"SECTION 5. In Colorado Revised Statutes, amend 1-2-203 as follows:

1-2-203. Registration on Indian reservations. (1) The secretary or secretary's designee of any tribal council of an Indian tribe located on a federal reservation that has no municipality contained within the reservation serves as a deputy registrar only for registration purposes for the county in which the reservation is located. The secretary of the tribal council or the secretary's designee shall take registrations only in the tribal council headquarters. The secretary of the tribal council or the secretary's designee shall register any eligible elector residing in any precinct in the county who appears in person in the office of the secretary of the tribal council at any time during which registration is permitted in the office of the county clerk and recorder. The secretary of the tribal council shall forward the registration records to the county clerk and recorder, either in person or by certified mail, on or before the fifteenth day of each month; except that, within twenty-two days before an election, the secretary of the tribal council shall appear in person or transmit daily to deliver any registration records to the county clerk and recorder. Within eight days before an election, the secretary of the tribal council shall accept an application and inform the applicant that he or she must go to a voter service and polling center in order to vote in that election.
(2) An eligible elector who lives on an Indian reservation, but who does not have a residence address recognized by the United States postal service, may register to vote using, as his or her residence address, the address of the tribal council headquarters or any other address approved by the secretary of the tribal council."

Renumber succeeding sections accordingly.

Page 5, line 5, after "THE" insert "DATE OF THE".

Page 5, after line 15 insert:

"SECTION 8. In Colorado Revised Statutes, 1-2-227, amend (2) as follows:

1-2-227. Custody and preservation of records. (2) The voter information provided by a preregistrant who will not turn eighteen years of age by the date of the next election shall be kept confidential in the same manner as, and using the programs developed for, information that is kept confidential pursuant to section 24-72-204 (3.5). C.R.S: Nothing in this subsection (2) shall be construed to require any request, application, or fee for such confidentiality. When the preregistrant will be eighteen years of age on the date of the next election, OR ON JANUARY 1 OF THE YEAR IN WHICH THE PREREGISTRANT WILL BE ELIGIBLE TO VOTE IN ANY PRIMARY ELECTION UNDER SECTION 1-2-101 (2)(c), such information is no longer confidential under this subsection (2).".

Renumber succeeding sections accordingly.

Page 5, line 17, strike "(3); and add (4)" and substitute "(3)".

Page 6, strike lines 5 through 12.

Page 7, line 20, after the period add "A PREREGISTRANT WHO IS SEVENTEEN YEARS OF AGE ON THE DATE OF A CAUCUS AND WHO WILL BE EIGHTEEN YEARS OF AGE ON THE DATE OF THE NEXT GENERAL ELECTION MAY VOTE AT THE CAUCUS.".

Page 20, line 3, strike "COMPENSATION" and substitute "PAYMENT".

Page 20, line 6, strike "COMPENSATION" and substitute "PAYMENT".

Page 23, after line 25 insert:

"SECTION 22. In Colorado Revised Statutes, 1-4-908, add (2.5) and (4) as follows:

1-4-908. Review of petition - signature verification - notification - cure - rules. (2.5) IF, WHILE VERIFYING A SIGNER'S INFORMATION AGAINST THE REGISTRATION RECORDS IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION, THE DESIGNATED ELECTION OFFICIAL FINDS THAT THE SIGNER PROVIDED HIS OR HER MAILING ADDRESS RATHER THAN HIS OR HER RESIDENCE ADDRESS AS REQUIRED UNDER SECTION 1-4-904 (3), THE DESIGNATED ELECTION OFFICIAL MAY ACCEPT THE SIGNATURE LINE AS VALID IF THE DESIGNATED ELECTION OFFICIAL IS
ABLE TO LOCATE THE SIGNER’S RECORD IN THE STATEWIDE VOTER REGISTRATION DATABASE AND DETERMINE THAT THE SIGNER WAS ELIGIBLE TO SIGN THE PETITION.

(4) If a partisan candidate who submitted a candidate petition for review accesses the ballot by assembly before the designated election official declares the petition sufficient or insufficient, the candidate must immediately inform the designated election official. Upon receiving notification, the designated election official shall cease review and shall consider the petition to have never been submitted.

SECTION 23. In Colorado Revised Statutes, 1-4-912, amend (2); and repeal (1) as follows:

1-4-912. Cure - rules. (1) If a petition for nominating an unaffiliated candidate is determined to be insufficient, it may be amended once no later than 3 p.m. on the eighty-fifth day before the general election or 3 p.m. on the sixty-seventh day before an election that is not being held concurrently with the general election. If a petition for nominating an unaffiliated candidate is amended, the designated election official shall notify the candidate of whether the petition is sufficient or insufficient no later than the seventy-fifth day before the general election.

(2) During the review of any major or minor party candidate's petition that is required to be filed with the secretary of state's office, the secretary of state shall notify the candidate of any errors and insufficiencies regarding circulator affidavits. Upon the receipt of such a notification, the candidate has five calendar days from the date of receipt of the notice to cure the errors and insufficiencies described in the notice. To cure a circulator affidavit, the candidate must provide the secretary of state with a new circulator affidavit that corrects the errors of the previously submitted affidavit.

Renumber succeeding sections accordingly.

Page 26, line 25, strike "SIXTH" and substitute "FIFTH".

Page 27, line 1, strike "FIFTH" and substitute "FOURTH".

Page 27, line 3, strike "FIFTEEN" and substitute "TWENTY".

Page 27, line 11, strike "SIXTH" and substitute "FIFTH".

Page 27, line 15, strike "FIFTH" and substitute "FOURTH".

Page 27, line 16, strike "SECOND".

Page 27, line 20, strike "THE DAY BEFORE THE ELECTION AND ON".

Page 27, line 26, strike "SECOND".

Page 28, line 1, strike "THE DAY BEFORE THE ELECTION AND ON".

Page 28, lines 17 and 18, strike "IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION,"

Page 29, after line 3 insert:

"(II) IN A COUNTY DESCRIBED IN SUBSECTION (1)(a)(I) OR (1)(a)(II) OF THIS SECTION, A VOTER SERVICE AND POLLING CENTER DESIGNATED IN ACCORDANCE WITH THIS SUBSECTION (1)(b.5) MAY COUNT TOWARD THE MINIMUM REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION. IN ALL OTHER COUNTIES, A VOTER SERVICE AND POLLING CENTER DESIGNATED IN ACCORDANCE WITH THIS SUBSECTION (1)(b.5) MUST BE IN ADDITION TO THE MINIMUM REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION."

Renumber succeeding paragraph accordingly.

Page 30, line 3, strike "FIFTIETH" and substitute "NINETIETH".

Page 30, line 23, strike "SECOND".

Page 30, line 24, after "CONTINUOUSLY" insert "AT LEAST".

Page 30, lines 24 and 25, strike "6 P.M.;" and substitute "5 P.M.;".

Page 30, line 26, strike "THE FIRST SATURDAY AND SUNDAY" and substitute "SUNDAYS OR ON THE FIRST SATURDAY".

Page 31, line 1, strike "THE DAY BEFORE THE ELECTION AND ON".

Page 32, line 14, strike "SEVEN" and substitute "TEN".

Page 32, line 15, strike "FIVE HUNDRED".

Page 33, line 7, strike "COUNTY." and substitute "COUNTY, IN ACCORDANCE WITH THE SECRETARY OF STATE’S CURRENT SECURITY RULES.".

Page 35, line 27, strike "PLACE" and substitute "LOCATION".

Page 42, line 10, strike "official" and substitute "official, A DROP BOX,"

Page 43, line 12, after "electors." add "EACH DROP BOX MUST COMPLY WITH THE SECRETARY OF STATE’S CURRENT SECURITY RULES.".

Page 43, line 13, strike "FOR" and substitute "ON AND AFTER JANUARY 1, 2020, FOR".

Page 44, line 16, strike "FOR" and substitute "(A) ON AND AFTER JANUARY 1, 2020, FOR"

Page 44, lines 17 and 18, strike "IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (4.5)(a)(I) OF THIS SECTION,".

Page 44, after line 22 insert:
"(B) IN A COUNTY DESCRIBED IN SECTION 1-5-102.9 (1)(a)(I) OR
(1)(a)(II), A VOTER SERVICE AND POLLING CENTER DESIGNATED IN
ACCORDANCE WITH THIS SUBSECTION (4.5)(a)(III) MAY COUNT TOWARD
THE MINIMUM REQUIREMENTS OF SUBSECTION (4.5)(a)(I) OF THIS SECTION.
IN ALL OTHER COUNTIES, A VOTER SERVICE AND POLLING CENTER
DESIGNATED IN ACCORDANCE WITH THIS SUBSECTION (4.5)(a)(III) MUST
BE IN ADDITION TO THE MINIMUM REQUIREMENTS OF SUBSECTION
(4.5)(a)(I) OF THIS SECTION.".

Page 44, lines 26 and 27, strike "ELECTION, OR THE NUMBER OF ACTIVE
ELECTORS REGISTERED IN THE COUNTY ON JANUARY 1 OF THE" and
substitute "ELECTION OR ON THE DATE OF THE LAST GENERAL".

Page 45, line 1, strike "YEAR OF THE".

Page 46, line 2 strike "THE".

Page 46, strike line 3.

Page 46, line 4, strike, "INCORRECT AND".

Page 48, line 1, strike "(1)(a)(I)(A) and".

Page 48, line 3, strike "(1) (A) (I) (A) If an eligible elector or a".

Page 48, strike lines 4 through 17.

Page 48, line 18, strike "(b)" and substitute "(1) (b)".

Page 50, line 3, strike "PLACE" and substitute "LOCATION".

Page 50, strike line 3, strike "IN".

Page 50, strike lines 4 though 8 and substitute "THAT CONTAINS THE
NAMES OF CANDIDATES FOR STATEWIDE FEDERAL AND STATE OFFICES AND
STATEWIDE BALLOT ISSUES AND BALLOT QUESTIONS. THE SECRETARY OF
STATE SHALL PRESCRIBE THE FORM OF THE STATEWIDE PROVISIONAL
BALLOT IN ACCORDANCE WITH THIS SECTION.".

Page 50, line 12, after the period add "THE BALLOT SHALL BE COUNTED IN
ACCORDANCE WITH SECTION 1-8.5-106.".

Page 50, strike lines 13 through 24.

Renumber succeeding sections accordingly.

Page 54, after line 16 insert:

"SECTION 54. In Colorado Revised Statutes, add 24-21-104.9
as follows:

24-21-104.9 County reimbursements for voting equipment -
local elections assistance cash fund - creation - repeal. (1) SUBJECT TO
AVAILABLE APPROPRIATIONS, THE SECRETARY OF STATE SHALL REIMBURSE
COUNTIES FOR A ONE-TIME PURCHASE OF VOTING EQUIPMENT NECESSARY
TO FULFILL THE REQUIREMENTS OF HOUSE BILL 19-1278, ENACTED IN
2019, FROM THE LOCAL ELECTIONS ASSISTANCE CASH FUND CREATED IN
SUBSECTION (2) OF THIS SECTION.

(2) THE LOCAL ELECTIONS ASSISTANCE CASH FUND, REFERRED TO
IN THIS SECTION AS THE "FUND", IS HEREBY CREATED IN THE STATE
TREASURY. THE FUND CONSISTS OF MONEY THAT THE GENERAL ASSEMBLY
MAY APPROPRIATE TO THE FUND FROM THE GENERAL FUND OR THE
DEPARTMENT OF STATE CASH FUND.

(3) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
FUND TO THE FUND.

(4) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
DEPARTMENT OF STATE FOR THE PURPOSES OF MAKING PAYMENTS TO
COUNTIES IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION.

(5) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED
AND UNENCUMBERED MONEY IN THE FUND ON JUNE 30, 2021, TO THE FUND
FROM WHICH THE MONEY ORIGINATED.

(6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2021.

SECTION 55. In Colorado Revised Statutes, 24-72-204, amend
(3)(a)(VI) as follows:

24-72-204. Allowance or denial of inspection - grounds -
procedure - appeal - definitions - repeal. (3) (a) The custodian shall
deny the right of inspection of the following records, unless otherwise
provided by law; except that any of the following records, other than
letters of reference concerning employment, licensing, or issuance of
permits, shall be available to the person in interest pursuant to this
subsection (3):

(VI) EXCEPT AS PROVIDED IN SECTION 1-2-227, addresses and
telephone numbers of students in any public elementary or secondary
school;".

Renumber succeeding section accordingly.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the
following:

HB19-1246 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 2, strike lines 17 through 20 and substitute
"UNIQUE ISSUES RAISED BY THE MOBILE NATURE OF THE FOOD TRUCK
INDUSTRY MERIT FURTHER STUDY AND DISCUSSION TO INFORM POSSIBLE
SOLUTIONS THAT MEET THE NEEDS OF THE FOOD TRUCK INDUSTRY AND
LOCAL GOVERNMENTS.".

Page 2, strike lines 21 through 23 and substitute:

"29-11.6-102. Study of local government regulation of food
trucks. The Colorado Municipal League may study the issues
raised by the regulation of food trucks by local governments
and meet with stakeholders to solicit input and

29-11.6-103. Repeal. This Article 11.6 is repealed, effective September 1, 2020."

Strike pages 3 through 5.

Page 6, strike lines 1 and 2.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HR19-1004; SB19-148 and 203.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1007, 1052, 1078, 1119, 1135, 1173, 1191, 1201, 1209 at 9:45 a.m. on April 3, 2019.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-004 Amended in General Orders as printed in Senate Journal, April 2, 2019.

SB19-166 Amended in General Orders as printed in Senate Journal, April 2, 2019.

SB19-167 Amended in General Orders as printed in Senate Journal, April 2, 2019.

The Senate has passed on Third Reading and returns herewith: HB19-1038, 1069, 1172, and 1150.

The Senate has concurred in House Amendments to SB19-181 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, as amended, SB19-004, 166, and 167.
MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 3rd day of April, 2019, at 4:40 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, April 3, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1052 Early Childhood Development Special District
Approved Wednesday, April 3, 2019 at 2:20 P.M.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1304 by Representative(s) Valdez D. and Will; also Senator(s) Winter and Crowder--Concerning the death reimbursement paid by an agency that provides public assistance for the final disposition of a deceased indigent person.
Committee on Judiciary

HB19-1305 by Representative(s) McLachlan and Catlin--Concerning the authority of tribal entities to administer fingerprint-based criminal history record checks related to emergency child welfare placements.
Committee on Rural Affairs & Agriculture

HB19-1306 by Representative(s) Esgar and Galindo--Concerning the monitoring of Colorado call center job losses.
Committee on Business Affairs & Labor

HB19-1307 by Representative(s) Kraft-Tharp and Larson; also
Senator(s) Lee and Gardner--Concerning the clarification that the disclosure of a report of the mistreatment or self-neglect of an at-risk adult shall only be made to the at-risk adult who is the subject of the report.

Committee on Public Health Care & Human Services

HB19-1308 by Representative(s) Singer and Landgraf--Concerning foster care prevention services to align current standards with the federal "Family First Prevention Services Act".

Committee on Public Health Care & Human Services

HB19-1309 by Representative(s) Hooton and McCluskie--Concerning the regulation of mobile home parks, and, in connection therewith, granting counties the power to enact ordinances for mobile home parks, extending the time to move or sell a mobile home after eviction proceedings, and creating the "Mobile Home Park Dispute Resolution and Enforcement Program".

Committee on Transportation & Local Government
Committee on Finance
Committee on Appropriations

SB19-004 by Senator(s) Donovan; also Representative(s) Roberts--Concerning measures to address the high costs of health insurance in the state, and, in connection therewith, modifying the health care coverage cooperatives laws to include consumer protections and allow consumers to collectively negotiate rates directly with providers.

Committee on Rural Affairs & Agriculture

SB19-166 by Senator(s) Fields and Gardner; also Representative(s) Roberts--Concerning the P.O.S.T. board revoking the certification of a peace officer who is found to have made an untruthful statement, and, in connection therewith, making an appropriation.

Committee on State, Veterans, & Military Affairs

SB19-167 by Senator(s) Danielson; also Representative(s) Exum and Duran--Concerning the creation of a Colorado professional fire fighters license plate, and, in connection therewith, making an appropriation.

Committee on Finance

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

HR19-1005 by Representative(s) Lewis and Pelton, Humphrey, Wilson, Van Winkle, Bird, Bockenfeld, Buck, Buentello, Caraveo, Catlin, Duran, Hooton, Kipp, Larson,

INTRODUCTION OF MEMORIAL

The following memorial was introduced by title and laid over until April 15, 2019:

HM19-1002 by Representative(s) Kennedy--Memorializing former Representative Gwyn Green.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 4, retaining place on Calendar:

Consideration of Conference Committee Report(s)--SB19-106.
Consideration of Senate Amendment(s)--HB19-1129.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 4, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Payton Hall, Fleming High School, Flemingsburgh, Kentucky.

The roll was called with the following result:

Present--63.
Excused--Representative(s) McKean, Saine--2.
Present after roll call--Representative(s) McKean

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of April 4, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-091 by Senator(s) Fields and Cooke; also Representative(s) Singer--Concerning support of peace officers involved in a use of force incident.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>Y</td>
<td>Sandridge</td>
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<td>Galindo</td>
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<td>Sirota</td>
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<tr>
<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
<td>Y</td>
<td>Snyder</td>
<td>Y</td>
</tr>
</tbody>
</table>
SB19-078 by Senator(s) Donovan and Bridges; also Representative(s) Hansen and Herod--Concerning the protection of the open internet, and, in connection therewith, disqualifying an internet service provider from receiving high cost support mechanism money or other money received to finance broadband deployment if the internet service provider engages in certain practices that interfere with the open internet, requiring an internet service provider that engages in such practices to refund any such money received, and requiring a governmental body contracting for broadband internet access service to give preference to an internet service provider that certifies that it will not engage in practices that interfere with the open internet.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Froelich</td>
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<td>Herod</td>
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<td>Melton</td>
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<td>Y</td>
<td>Michaelson Jenet</td>
<td>Y</td>
<td>Valdez A.</td>
<td>Y</td>
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<tr>
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Galindo, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Liston, Lontine, Michaelson Jenet, Mullica, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Wilson, Speaker
HB19-1222 by Representative(s) Kipp and McCluskie; also Senator(s)
Story--Concerning a grant program to reduce the amount
of the international baccalaureate exam fee paid by
students.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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<td>Esgar Y</td>
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<td>Roberts Y</td>
<td>Wilson N</td>
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</table>

Co-sponsor(s) added: Representative(s) Buckner, Buentello, Duran, Froelich,
Hooton, Lontine, Mccluskie, Melton, Roberts

HB19-1231 by Representative(s) Froelich and Kipp, Benavidez,
Jaquez Lewis, Melton, Mullica, Titone, Valdez A.; also
Senator(s) Lee--Concerning efficiency standards for
equipment sold in Colorado, and, in connection therewith,
requiring certain appliances, plumbing fixtures, and other
products sold for residential or commercial use to meet
energy efficiency and water efficiency standards.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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</tbody>
</table>
On motion of Representative Gray, the House resolved itself into Committee of the Whole for consideration of General Orders, and he was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**SB19-208** by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a transfer of money from the state employee reserve fund to the general fund.

Amendment No. 1, Appropriations Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-209** by Senator(s) Zenzinger, Moreno, Rankin; also Representative(s) Hansen, Esgar--Concerning provisions relating to PACE programs, and, in connection therewith, determining the funding methodology for the 2019-20
fiscal year and fiscal years thereafter, requiring the
department of health care policy and financing to meet
with Colorado PACE programs during the 2019 legislative
interim to consider PACE program funding and other
issues relating to PACE programs, and making an
appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-210 by Senator(s) Moreno, Zenzinger, Rankin; also
Representative(s) Ransom, Esgar, Hansen--Concerning
juvenile detention beds, and, in connection therewith,
reducing appropriations.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-211 by Senator(s) Moreno, Zenzinger, Rankin; also
Representative(s) Esgar, Hansen--Concerning changes to
the mental health criminal justice diversion programs, and, in
connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-212 by Senator(s) Rankin, Moreno, Zenzinger; also
Representative(s) Esgar, Hansen--Concerning general fund
support to implement the state water plan, and, in
connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-213 by Senator(s) Rankin, Moreno, Zenzinger; also
Representative(s) Ransom, Esgar, Hansen--Concerning
transfers from the marijuana cash fund to the marijuana
tax cash fund.

Amendment No. 1, by Representative(s) Ransom.

Amend reengrossed bill, page 2, after line 10 insert:

"SECTION 2. In Colorado Revised Statutes, 44-10-801, add as
relocated by Senate Bill 19-224 (1)(d)(III) as follows:

44-10-801. Marijuana cash fund. (1)(d)(III) On July 1, 2019,
the state treasurer shall transfer nine hundred fourteen
thousand four hundred sixteen dollars from the marijuana cash
fund to the marijuana tax cash fund created in section
39-28.8-501. On July 1, 2020, the state treasurer shall transfer
eight hundred ninety thousand nine hundred one dollars from
the marijuana cash fund to the marijuana tax cash fund."
SECTION 3. Effective date. This act takes effect July 1, 2019; except that section 2 of this act takes effect only if Senate Bill 19-224 becomes law, in which case section 2 takes effect January 1, 2020."

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1189 by Representative(s) Gray and Valdez A.; also Senator(s) Bridges--Concerning wage garnishment reform, and, in connection therewith, reducing disposable earnings by health insurance premiums, reducing the amount that is subject to garnishment, and providing more detailed information to the judgment debtor regarding garnishment.

Laid over until April 8, retaining place on Calendar.

SB19-207 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2019, except as otherwise noted.

Amendment No. 1, Appropriations Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.

Amendment No. 2, by Representative(s) Hooton, Landgraf, Liston, and Larson.

Amend the Appropriations Committee Report, dated April 2, 2019, page 1, strike lines 1 through 8.

Page 1, line 9, strike "Page" and substitute "Amend reengrossed bill, page".

Amendment No. 3, by Representative(s) Weissman, Herod, and McKean.

Amend the Appropriations Committee Report, dated April 2, 2019, page 2, strike lines 19 through 22 and substitute:

"Page 456, line 3, in the ITEM & SUBTOTAL column strike "70,991,215" and substitute "70,162,215" and in the GENERAL FUND column strike "70,991,215" and substitute "70,162,215".

Adjust affected totals accordingly.

Page 470, strike lines 2 through 11 and substitute:

<table>
<thead>
<tr>
<th>Placement Type</th>
<th>Rates</th>
<th>Caseload</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard residential</td>
<td>$48.45</td>
<td>1,312</td>
<td>1,413</td>
</tr>
<tr>
<td>Cognitive behavioral treatment pilot program</td>
<td>$95.02</td>
<td>24</td>
<td>24</td>
</tr>
<tr>
<td>Intensive Residential Treatment</td>
<td>$93.47</td>
<td>39</td>
<td>43</td>
</tr>
<tr>
<td>Inpatient Therapeutic Community</td>
<td>$75.76</td>
<td>58</td>
<td>49</td>
</tr>
<tr>
<td>Residential Dual Diagnosis Treatment</td>
<td>$82.64</td>
<td>64</td>
<td>46</td>
</tr>
<tr>
<td>Sex Offender</td>
<td>$82.64</td>
<td>73</td>
<td>34</td>
</tr>
<tr>
<td>Standard Non-residential</td>
<td>$6.56</td>
<td>632</td>
<td>5</td>
</tr>
<tr>
<td>Outpatient Therapeutic Community</td>
<td>$23.52</td>
<td>55</td>
<td>25</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td>2,257</td>
<td>1,639</td>
</tr>
</tbody>
</table>

**Amendment No. 4**, by Representative(s) Hooton.
Amend the Appropriations Committee Report, dated April 2, 2019, page 3, strike lines 13 and 14.

**Amendment No. 5**, by Representative(s) Michaelson Jenet and Titone.
Amend the Appropriations Committee Report, dated April 2, 2019, page 2, strike lines 15 through 18.

Pursuant to House Rule 33(a) Representative Neville requested permission to offer an amendment to the General Appropriation Bill that was not previously drafted.
Representative Neville was given permission to offer an amendment to the General Appropriation Bill by **viva voce** vote.

**Amendment No. 6**, by Representative(s) Becker and Neville.
Amend the Appropriations Committee Report, dated April 2, 2019, page 3, after line 12 insert the following:

"Page 514 of the reengrossed bill, line 12, strike "OPERATIONS" and substitute "OPERATIONS\(^{96a}\)."

Page 519 of the reengrossed bill, before line 3 insert:

\(^{96a}\) Department of Transportation, Construction, Maintenance, and Operations -- It is the General Assembly's intent to increase funding for transportation in the finalized Long Bill for the fiscal year 2019-20 by seventy million dollars as part of a balanced budget.\(^{\text{a}}\).

**Amendment No. 7**, by Representative(s) Roberts.
Amend reengrossed bill, page 50, line 11, strike "Expenses" and substitute "Expenses\(^{3a}\)."
Page 52, after line 5 insert:
"3a Department of Corrections, Canteen Operation, Operating Expenses -- It is the General Assembly's intent that a portion of the funding for operating expenses be used to purchase soft-soled tennis shoes for inmates with diabetes."

Amendment No. 8, by Representative(s) Benavidez, Buentello, Buckner, Caraveo, Catlin, Coleman, Duran, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, McKean, Melton, Mullica, Pelton, Tipper, Valdez A., Will and Wilson.

Amend reengrossed bill, page 69, line 3, in the ITEM & SUBTOTAL column strike "156,625,340" and substitute "156,794,282" and in the GENERAL FUND column strike "95,119" and substitute "264,061".

Adjust affected totals accordingly.

Page 212, line 3, in the GENERAL FUND column strike "24,081,881" and substitute "23,912,939" and in the CASH FUNDS column strike "3,997,388" and substitute "4,166,330".

Adjust affected totals accordingly.

Pursuant to House Rule 33(a) Representative Geitner requested permission to offer an amendment to the General Appropriation Bill that was not previously drafted.

Representative Geitner was denied permission to offer an amendment to the General Appropriation Bill by viva voce vote.

Amendment No. 9, by Representative(s) Singer, Buckner, Liston, Landgraf, and Mullica.

Amend reengrossed bill, page 118, line 12, strike "Individuals\textsuperscript{15,15a}" and substitute "Individuals\textsuperscript{15,15a,15b}", in the TOTAL column strike "7,863,388,995" and substitute "7,863,888,995", in the GENERAL FUND column strike "1,373,108,069(M)" and substitute "1,373,358,069(M)", and in the FEDERAL FUNDS column strike "4,520,949,491" and substitute "4,521,199,491".

Adjust affected totals accordingly.

Page 135, after line 13 insert:

"15b Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-Term Care Services for Medicaid Eligible Individuals -- This line item includes $500,000 total funds, including $250,000 General Fund, for the purpose of increasing certain rates for neonatal care visit - neonatal and pediatric codes 99466-99476 and newborn codes 99460-99465 and 99477-99486.".
Amendment No. 10, by Representative(s) Carver.

Amend reengrossed bill, page 151, line 4, in the ITEM & SUBTOTAL column strike "147,931,042" and substitute "150,931,042".

Page 151, line 8, in the ITEM & SUBTOTAL column strike "466,027,393" and substitute "469,027,393" and in the GENERAL FUND column strike "97,557,533" and substitute "100,557,533".

Adjust affected totals accordingly.

Page 154, line 12, strike "System25" and substitute "System 25,26a", in the ITEM & SUBTOTAL column strike "751,736,682" and substitute "754,736,682", and in the REAPPROPRIATED FUNDS column strike "172,028,219b" and substitute "175,028,219b".

Page 155, line 2, strike "$68,964,435" and substitute "$71,964,435".

Adjust affected totals accordingly.

Page 169, after line 12 insert:

"26a Department of Higher Education, Governing Boards, Board of Governors of the Colorado State University System -- It is the intent of the General Assembly that $3,000,000 reappropriated funds added to this line item for fee-for-service contracts with state institutions for specialty education programs be allocated to the state forest service for wildfire mitigation projects.".

Amendment No. 11, by Representative(s) Melton, Buckner, Herod, Coleman, Jackson, Exum, Benavidez, Buentello, Caraveo, Duran, Galindo, Gonzales-Gutierrez, Tipper, and Valdez A.

Amend reengrossed bill, page 155, line 14, strike "Colorado22,25" and substitute "Colorado 22,25,26a".

Page 169, after line 12 insert:

"26a Department of Higher Education, Governing Boards, Regents of the University of Colorado -- It is the intent of the General Assembly that $1,000,000 reappropriated funds from the FY 2019-20 increase provided to the Regents of the University of Colorado for fee-for-service contracts for specialty education programs be used for scholarships for underrepresented minority students attending the University of Colorado School of Medicine.".

Amendment No. 12, by Representative(s) Exum, Melton, Buckner, Coleman, Herod, Jackson, Benavidez, Buentello, Caraveo, Duran, Galindo, Gonzales-Gutierrez, A. Valdez, and D. Valdez.

Amend reengrossed bill, page 189, line 2, in the ITEM & SUBTOTAL column strike "10,212,913" and substitute "10,712,913" and in the CASH
FUNDS column strike "7,755,635m" and substitute "8,255,635m".

Adjust affected totals accordingly.

Page 191, line 5, strike "$1,373,672" and substitute "$1,873,672".

Pursuant to House Rule 33(a) Representative Humphrey requested permission to offer an amendment to the General Appropriation Bill that was not previously drafted.

Representative Humphrey was denied permission to offer an amendment to the General Appropriation Bill by viva voce vote.

Amendment No. 13, by Representative(s) Weissman, Herod, and McKean.

Amend reengrossed bill, page 456, line 3, in the ITEM & SUBTOTAL column strike "70,991,215" and substitute "68,791,215" and in the GENERAL FUND column strike "70,991,215" and substitute "68,791,215".

Page 470, strike lines 2 through 11 and substitute:

<table>
<thead>
<tr>
<th>Placement Type</th>
<th>Rates</th>
<th>Caseload</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard residential</td>
<td>$ 48.45</td>
<td>1,250</td>
<td>1,413</td>
</tr>
<tr>
<td>Cognitive behavioral treatment</td>
<td>$ 95.02</td>
<td>24</td>
<td>24</td>
</tr>
<tr>
<td>pilot program</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Intensive Residential Treatment</td>
<td>$ 93.47</td>
<td>39</td>
<td>43</td>
</tr>
<tr>
<td>Inpatient Therapeutic</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Community</td>
<td>$ 75.76</td>
<td>58</td>
<td>49</td>
</tr>
<tr>
<td>Residential Dual Diagnosis Treatment</td>
<td>$ 82.64</td>
<td>64</td>
<td>46</td>
</tr>
<tr>
<td>Sex Offender</td>
<td>$ 82.64</td>
<td>73</td>
<td>34</td>
</tr>
<tr>
<td>Standard Non-residential</td>
<td>$ 6.56</td>
<td>621.5</td>
<td>5</td>
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<tr>
<td>Outpatient Therapeutic</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Community</td>
<td>$ 23.52</td>
<td>55</td>
<td>25</td>
</tr>
<tr>
<td>Total</td>
<td>2,185</td>
<td>1,639</td>
<td>228</td>
</tr>
</tbody>
</table>

Page 559, after line 3 insert:

<table>
<thead>
<tr>
<th>ITEM &amp; SUBTOTAL</th>
<th>REAPPROPRIATED FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

"Department of Public Safety's Enhance Colorado Community Corrections Information and Billing System 2,200,000 2,200,000".

Adjust affected totals accordingly.
Page 559, after line 8 insert:

"This appropriation is from funds received from the Department of Public Safety appropriated in the capital construction part IV, subsection (7) of this section."

Page 562, after line 9 insert:

<table>
<thead>
<tr>
<th>CAPITAL CONSTRUCTION FUND</th>
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<tbody>
<tr>
<td>$</td>
</tr>
<tr>
<td>2,200,000</td>
</tr>
</tbody>
</table>

"(7) DEPARTMENT OF PUBLIC SAFETY

Enhance Colorado
Community Corrections
Information and Billing System 2,200,000

Adjust affected totals accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

(For change in action, see Amendments to Report, pages 976, 992.)

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives McKean and Buentello moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Michaelson Jenet amendment, Amendment #9, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend the Appropriations Committee Report, dated April 2, 2019, page 3, strike lines 1 through 4.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>24</td>
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<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Arndt N</td>
<td>Exum N</td>
<td>Landgraf N</td>
<td>Saine E</td>
</tr>
<tr>
<td>Baisley Y</td>
<td>Froelich N</td>
<td>Larson Y</td>
<td>Sandridge N</td>
</tr>
<tr>
<td>Beckman N</td>
<td>Galindo N</td>
<td>Lewis Y</td>
<td>Singer N</td>
</tr>
<tr>
<td>Benavidez N</td>
<td>Garnett N</td>
<td>Liston Y</td>
<td>Sirota N</td>
</tr>
<tr>
<td>Bird N</td>
<td>Geitner N</td>
<td>Lontine N</td>
<td>Snyder N</td>
</tr>
<tr>
<td>Bockenfeld Y</td>
<td>Gonzalez-Gutierrez N</td>
<td>McCluskie N</td>
<td>Soper Y</td>
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<tr>
<td>Buck Y</td>
<td>Gray N</td>
<td>McKeen N</td>
<td>Sullivan N</td>
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<td>Hansen N</td>
<td>McLachlan N</td>
<td>Tipper Y</td>
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<tr>
<td>Buentello Y</td>
<td>Herod N</td>
<td>Melton N</td>
<td>Titone N</td>
</tr>
<tr>
<td>Caraveo N</td>
<td>Hooton N</td>
<td>Michaelson Jenet</td>
<td>Valdez A. N</td>
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<tr>
<td>Carver Y</td>
<td>Humphrey Y</td>
<td>Mullica N</td>
<td>Valdez D. N</td>
</tr>
<tr>
<td>Catlin Y</td>
<td>Jackson N</td>
<td>Neville Y</td>
<td>Van Winkle Y</td>
</tr>
<tr>
<td>Coleman N</td>
<td>Jaquez Lewis N</td>
<td>Pelton Y</td>
<td>Weissman Y</td>
</tr>
<tr>
<td>Cutter Y</td>
<td>Kennedy N</td>
<td>Ransom N</td>
<td>Will Y</td>
</tr>
</tbody>
</table>
Representative D. Valdez moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following D. Valdez amendment, Amendment #12, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 17, line 6, in the ITEM & SUBTOTAL column strike "45,000" and substitute "95,000" and in the GENERAL FUND column insert "50,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

<table>
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<th>NO</th>
<th>53</th>
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<td>Arndt</td>
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<td>Exum</td>
<td>N</td>
<td>Landgraf</td>
<td>N</td>
<td>Saine</td>
<td>E</td>
</tr>
<tr>
<td>Baisley</td>
<td>N</td>
<td>Froelich</td>
<td>N</td>
<td>Larson</td>
<td>N</td>
<td>Sandridge</td>
<td>N</td>
</tr>
<tr>
<td>Beckman</td>
<td>N</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
<td>N</td>
<td>Singer</td>
<td>N</td>
</tr>
<tr>
<td>Benavidez</td>
<td>N</td>
<td>Garnett</td>
<td>N</td>
<td>Liston</td>
<td>Y</td>
<td>Sirota</td>
<td>N</td>
</tr>
<tr>
<td>Bird</td>
<td>N</td>
<td>Geitner</td>
<td>N</td>
<td>Lontine</td>
<td>N</td>
<td>Snyder</td>
<td>N</td>
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<tr>
<td>Bockenfeld</td>
<td>N</td>
<td>Gonzales-Gutierrez</td>
<td>N</td>
<td>McCluskie</td>
<td>N</td>
<td>Soper</td>
<td>Y</td>
</tr>
<tr>
<td>Buck</td>
<td>N</td>
<td>Gray</td>
<td>N</td>
<td>McKeen</td>
<td>Y</td>
<td>Sullivan</td>
<td>N</td>
</tr>
<tr>
<td>Buckner</td>
<td>N</td>
<td>Hansen</td>
<td>N</td>
<td>McLachlan</td>
<td>N</td>
<td>Tipper</td>
<td>N</td>
</tr>
<tr>
<td>Buentello</td>
<td>Y</td>
<td>Herod</td>
<td>N</td>
<td>Melton</td>
<td>N</td>
<td>Titone</td>
<td>N</td>
</tr>
<tr>
<td>Caraveo</td>
<td>N</td>
<td>Hooton</td>
<td>N</td>
<td>Michaelson Jenet</td>
<td>N</td>
<td>Valdez A.</td>
<td>N</td>
</tr>
<tr>
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<td>N</td>
<td>Humphrey</td>
<td>N</td>
<td>Mullica</td>
<td>Y</td>
<td>Valdez D.</td>
<td>Y</td>
</tr>
<tr>
<td>Catlin</td>
<td>Y</td>
<td>Jackson</td>
<td>N</td>
<td>Neville</td>
<td>N</td>
<td>Van Winkle</td>
<td>N</td>
</tr>
<tr>
<td>Coleman</td>
<td>N</td>
<td>Jaquez Lewis</td>
<td>N</td>
<td>Pelton</td>
<td>Y</td>
<td>Weissman</td>
<td>N</td>
</tr>
<tr>
<td>Cutter</td>
<td>N</td>
<td>Kennedy</td>
<td>N</td>
<td>Ransom</td>
<td>N</td>
<td>Will</td>
<td>Y</td>
</tr>
<tr>
<td>Duran</td>
<td>N</td>
<td>Kipp</td>
<td>N</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>N</td>
</tr>
<tr>
<td>Esgar</td>
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<td>Kraft-Tharp</td>
<td>N</td>
<td>Roberts</td>
<td>N</td>
<td>Wilson</td>
<td>Y</td>
</tr>
</tbody>
</table>

Speaker N

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams and Humphrey amendment, Amendment #14, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 20, line 8, in the ITEM & SUBTOTAL column strike "9,014,000" and substitute "8,564,000" and in the GENERAL FUND column strike "450,000".

Page 20, line 10, in the ITEM & SUBTOTAL column strike "550,000" and substitute "300,000" and in the GENERAL FUND column strike "250,000".
Page 20, strike lines 11 and 12.

Adjust affected totals accordingly.

Page 327, line 9, strike "Agreement" and substitute "Agreement", in the ITEM & SUBTOTAL column strike "13,553,273" and substitute "14,553,273", and in the GENERAL FUND column strike "1,901,775" and substitute "2,901,775".

Adjust affected totals accordingly.

Page 332, after line 6 insert:

"74a Department of Military and Veterans Affairs, Executive Director and Army National Guard, Army National Guard Cooperative Agreement -- It is the intent of the General Assembly that $1,000,000 General Fund added to this line item be used for border security if the Colorado National Guard is called upon by the federal government."

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>24</th>
<th>NO</th>
<th>40</th>
<th>EXCUSED</th>
<th>1</th>
<th>ABSENT</th>
<th>0</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt</td>
<td>N</td>
<td>Exum</td>
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<td>Landgraf</td>
<td>Y</td>
<td>Saine</td>
<td>E</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>Y</td>
<td>Sandridge</td>
<td>Y</td>
</tr>
<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
<td>Y</td>
<td>Singer</td>
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<tr>
<td>Benavidez</td>
<td>N</td>
<td>Garnett</td>
<td>N</td>
<td>Liston</td>
<td>Y</td>
<td>Sirota</td>
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</tr>
<tr>
<td>Bird</td>
<td>N</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
<td>N</td>
<td>Snyder</td>
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</tr>
<tr>
<td>Bockenfeld</td>
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<td>Gonzales-Gutierrez</td>
<td>N</td>
<td>McCluskie</td>
<td>N</td>
<td>Soper</td>
<td>Y</td>
</tr>
<tr>
<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>N</td>
<td>McKean</td>
<td>Y</td>
<td>Sullivan</td>
<td>Y</td>
</tr>
<tr>
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<td>N</td>
<td>Hansen</td>
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<td>McLachlan</td>
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<td>Tipper</td>
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</tr>
<tr>
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<td>Herod</td>
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<td>Hooton</td>
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<td>Michaelson Jenet</td>
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<td>Valdez A.</td>
<td>N</td>
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<tr>
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<td>Humphrey</td>
<td>Y</td>
<td>Mullica</td>
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<td>Jackson</td>
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<td>Y</td>
<td>Kennedy</td>
<td>N</td>
<td>Ransom</td>
<td>N</td>
<td>Will</td>
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</tr>
<tr>
<td>Duran</td>
<td>N</td>
<td>Kipp</td>
<td>N</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
</tr>
<tr>
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<td>N</td>
<td>Roberts</td>
<td>N</td>
<td>Wilson</td>
<td>N</td>
</tr>
</tbody>
</table>

Representative Baisley and Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 20, line 8, in the ITEM & SUBTOTAL column strike "9,014,000" and substitute "8,564,000" and in the GENERAL FUND column strike "450,000".
Page 20, line 10, in the ITEM & SUBTOTAL column strike "550,000" and substitute "300,000" and in the GENERAL FUND column strike "250,000".

Page 20, strike lines 11 and 12.

Adjust affected totals accordingly.

Page 328, line 13, in the ITEM & SUBTOTAL column strike "1,157,886" and substitute "2,157,886" and in the GENERAL FUND column strike "1,000,000" and substitute "2,000,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

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<td>Mullica Y</td>
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<td>Neville Y</td>
<td>Van Winkle Y</td>
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<td>Coleman N</td>
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<td>Kipp N</td>
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<td>Williams D. Y</td>
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<td>Wilson N</td>
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<tr>
<td>Speaker N</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

Representatives Singer and Wilson moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Singer amendment, Amendment #2, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend the Appropriations Committee Report, dated April 2, 2019, page 1, strike lines 9 through 17.

Page 2, strike lines 1 and 2.

The amendment was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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</thead>
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<tr>
<td>Beckman Y</td>
<td>Galindo N</td>
<td>Lewis Y</td>
<td>Singer Y</td>
</tr>
<tr>
<td>Benavidez N</td>
<td>Garnett N</td>
<td>Liston Y</td>
<td>Sirota Y</td>
</tr>
</tbody>
</table>
Representative Larson moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Larson amendment, Amendment #22, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 66, line 5, in the ITEM & SUBTOTAL column strike "336,812,365" and substitute "344,023,328" and in the GENERAL FUND column strike "71,572,347" and substitute "78,783,310".

Adjust affected totals accordingly.

Page 251, line 8, in the ITEM & SUBTOTAL column strike "4,135,390" and substitute "2,135,390" and in the GENERAL FUND column strike "4,135,390" and substitute "2,135,390".

Adjust affected totals accordingly.

Page 261, line 3, in the ITEM & SUBTOTAL column strike "69,653,973" and substitute "69,545,746" and in the GENERAL FUND column strike "69,653,973" and substitute "69,545,746".

Page 261, line 4, in the GENERAL FUND column strike "(874.8 FTE)" and substitute "(873.3 FTE)".

Page 261, line 6, in the ITEM & SUBTOTAL column strike "114,545" and substitute "107,454" and in the GENERAL FUND column strike "114,545" and substitute "107,454".

Page 261, line 8, in the ITEM & SUBTOTAL column strike "3,368,980" and substitute "3,160,424" and in the GENERAL FUND column strike "3,368,980" and substitute "3,160,424".

Page 261, line 11, in the ITEM & SUBTOTAL column strike "3,368,980" and substitute "3,160,424" and in the GENERAL FUND column strike "3,368,980" and substitute "3,160,424".

Page 261, strike line 12.
Amend reengrossed bill, page 75, line 13, in the ITEM & SUBTOTAL column strike "1,048,600" and substitute "1,298,600" and in the CASH FUNDS column strike "1,048,600" and substitute "1,298,600".

Adjust affected totals accordingly.

Page 80, after line 6 insert "Of this amount, $1,048,600 shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the
State Constitution and $250,000 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution."

The amendment was declared lost by the following roll call vote:

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</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, Amendment #27, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 85, line 10, strike "(EDUCATION)" and substitute "(EDUCATION)\(^{8a}\)".

Page 87, after line 6 insert:

\(^{8a}\)Department of Education, Totals -- It is the General Assembly's intent to appropriate an additional $43,065,857 General Fund for the implementation of full day kindergarten."

Page 631, after line 10 insert:

"SECTION 17. Appropriation. Notwithstanding any other provision of this act, appropriations in section 2 of this act from the general fund are reduced in the Office of the Governor by the following amounts:

<table>
<thead>
<tr>
<th>Office of the Governor Division</th>
<th>General Fund Reduction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office of the Governor</td>
<td>($8,985,693)</td>
</tr>
<tr>
<td>Office of the Lieutenant Governor</td>
<td>(940,763)</td>
</tr>
</tbody>
</table>
Representative D. Valdez moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following D. Valdez amendment, Amendment #25, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 75, line 13, in the ITEM & SUBTOTAL column strike "1,048,600" and substitute "1,298,600" and in the GENERAL FUND column insert "250,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, Amendment #28, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 88, line 8, in the ITEM & SUBTOTAL column strike "3,989,099" and substitute "3,854,099" and in the GENERAL FUND column strike "3,441,183" and substitute "3,306,183".

Page 88, line 9, in the ITEM & SUBTOTAL column strike "(34.9 FTE)" and substitute "(33.4 FTE)".

Adjust affected totals accordingly.

Page 328, line 13, in the ITEM & SUBTOTAL column strike "1,157,886" and substitute "1,292,886" and in the GENERAL FUND column strike "1,000,000" and substitute "1,135,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

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<th>NO</th>
<th>32</th>
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<td>Y</td>
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<td>Larson</td>
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<td>Sandridge</td>
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<tr>
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<td>Y</td>
<td>Galindo</td>
<td>N</td>
<td>Lewis</td>
<td>Y</td>
<td>Singer</td>
<td>Y</td>
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</tbody>
</table>
Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, Amendment #29, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 88, line 8, in the ITEM & SUBTOTAL column strike "3,989,099" and substitute "3,854,099" and in the GENERAL FUND column strike "3,441,183" and substitute "3,306,183".

Page 88, line 9, in the ITEM & SUBTOTAL column strike "(34.9 FTE)" and substitute "(33.4 FTE)".

Adjust affected totals accordingly.

Page 467, line 13, strike "Administration" and substitute "Administration\textsuperscript{95a}" in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "6,671,636", and in the GENERAL FUND column strike "897,640" and substitute "1,032,640".

Adjust affected totals accordingly.

Page 471, after line 6 insert:

\textsuperscript{95a} Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $135,000 General Fund for the purpose of improving school safety.

The amendment was declared lost by the following roll call vote:

<table>
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<th>NO</th>
<th>33</th>
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<td>Saine</td>
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<tr>
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<td>Y</td>
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<td>Y</td>
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<tr>
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<td>Lewis</td>
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<tr>
<td>Buck</td>
<td>Y</td>
<td>Y</td>
<td>Gray</td>
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<td>Y</td>
<td>Sullivan</td>
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<tr>
<td>Duran</td>
<td>N</td>
<td>N</td>
<td>Kipp</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
</tr>
<tr>
<td>Esgar</td>
<td>N</td>
<td>N</td>
<td>Kraft-Tharp</td>
<td>Roberts</td>
<td>N</td>
<td>Wilson</td>
<td>Y</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Speaker</td>
<td>N</td>
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</tbody>
</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Melton amendment, Amendment #32, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 94, line 14, in the ITEM & SUBTOTAL column strike "1,269,525" and substitute "1,519,525" and in the GENERAL FUND column strike "750,000" and substitute "1,000,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tbody>
<tr>
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</tbody>
</table>

  Arndt N  Exum N  Landgraf N  Saine N  E
  Baisley N  Froelich N  Larson N  Sandridge N  Y
  Beckman N  Galindo N  Lewis N  Singer N
  Benavidez N  Garnett N  Liston N  Sirota N
  Bird N  Geitner N  Lontine N  Snyder N
  Bockenfeld N  Gonzales-Gutierrez N  McCluskie N  Soper N
  Buck N  Gray N  McKea N  Sullivan N
  Buckner N  Hansen N  McLachlan N  Tipper N
  Buentello Y  Herod N  Melton Y  Tipton N
  Caraveo N  Hooton N  Michaelson Jenet Y  Valdez A. N
  Carver N  Humphre N  Mullica N  Valdez D. N
  Catlin N  Jackson N  Neville N  Van Winkle N
  Coleman N  Jaquez Lewis N  Pelton N  Weissman N
  Cutter N  Kennedy N  Ransom N  Will N
  Duran N  Kipp N  Rich N  Williams D. N
  Esgar N  Kraft-Tharp N  Roberts N  Wilson Y
  Speaker N

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams and Van Winkle amendment, Amendment #34, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 94, line 14, in the ITEM & SUBTOTAL column strike "1,269,525" and substitute "519,525" and in the GENERAL FUND column strike "750,000".

Adjust affected totals accordingly.

Page 467, line 13, strike "Administration" and substitute "Administration", in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "7,286,636" and in the GENERAL FUND column strike "897,640" and substitute "1,647,640".

Adjust affected totals accordingly.

Page 471, after line 6 insert:
"95a  Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $750,000 General Fund for the purpose of improving school safety."

The amendment was declared lost by the following roll call vote:

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<th>30</th>
<th>NO</th>
<th>34</th>
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<td>Y</td>
<td>Saine</td>
<td>E</td>
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<tr>
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<td>Froelich</td>
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<td>Larson</td>
<td>Y</td>
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<td>Sirota</td>
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</tr>
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<td>Bird</td>
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<tr>
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<td>Gonzales-Gutierrez</td>
<td>N</td>
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<td>N</td>
<td>Soper</td>
<td>Y</td>
</tr>
<tr>
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<td>Y</td>
<td>Gray</td>
<td>Y</td>
<td>McKean</td>
<td>Y</td>
<td>Sullivan</td>
<td>Y</td>
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<td>Hansen</td>
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<td>McLachlan</td>
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<td>Herod</td>
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<td>Melton</td>
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<td>Titone</td>
<td>Y</td>
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<tr>
<td>Caraveo</td>
<td>N</td>
<td>Hooton</td>
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<td>Michaelson Jenet</td>
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<td>Valdez A.</td>
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<tr>
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<td>Van Winkle</td>
<td>Y</td>
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<tr>
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<td>Jaquez Lewis</td>
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<td>Pelton</td>
<td>Y</td>
<td>Weissman</td>
<td>N</td>
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<tr>
<td>Cutter</td>
<td>Y</td>
<td>Kennedy</td>
<td>N</td>
<td>Ransom</td>
<td>Y</td>
<td>Will</td>
<td>Y</td>
</tr>
<tr>
<td>Duran</td>
<td>N</td>
<td>Kipp</td>
<td>N</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
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<tr>
<td>Esgar</td>
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<td>Kraft-Tharp</td>
<td>N</td>
<td>Roberts</td>
<td>N</td>
<td>Wilson</td>
<td>Y</td>
</tr>
</tbody>
</table>

Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, Amendment #36, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 98, line 1, in the ITEM & SUBTOTAL column strike "7,964,132" and substitute "6,944,132" and in the REAPPROPRIATED FUNDS column strike "7,964,132" and substitute "6,944,132".

Adjust affected totals accordingly.

Page 106, line 6, in the ITEM & SUBTOTAL column strike "37,641,704" and substitute "37,513,314".

Page 106, line 7, in the ITEM & SUBTOTAL column strike "(488.2 FTE)" and substitute "(486.4 FTE)".

Page 107, line 3, in the ITEM & SUBTOTAL column strike "2,420,153" and substitute "2,408,847".

Page 107, line 13, in the ITEM & SUBTOTAL column strike "8,368,127" and substitute "7,348,127".
Page 108, line 3, in the ITEM & SUBTOTAL column strike "20,167,529" and substitute "19,738,225".

Page 108, line 4, in the ITEM & SUBTOTAL column strike "85,304,637" and substitute "83,715,637", in the GENERAL FUND column strike "28,292,002" and substitute "27,767,742", in the CASH FUNDS column strike "8,487,467" and substitute "8,217,227", and in the FEDERAL FUNDS column strike "45,657,681(I)" and substitute "44,863,181(I)".

Adjust affected totals and affected (I) notation totals accordingly.

Page 108, line 6, strike "$7,105,541" and substitute "$6,835,301".

Page 328, line 13, in the ITEM & SUBTOTAL column strike "1,157,886" and substitute "1,682,146" and in the GENERAL FUND column strike "1,000,000" and substitute "1,524,260".

The amendment was declared lost by the following roll call vote:

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<th>NO</th>
<th>33</th>
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<td>N</td>
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<td>McLachlan</td>
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<tr>
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<tr>
<td>Duran</td>
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<td>Kipp</td>
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<tr>
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<td>Kraft-Tharp</td>
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<td>Roberts</td>
<td>N</td>
</tr>
</tbody>
</table>

Representative Larson moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Larson amendment, Amendment #41, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 121, line 12, in the ITEM & SUBTOTAL column strike "503,255,278" and substitute "504,255,278".

Page 123, line 4, in the ITEM & SUBTOTAL column strike "678,021,134" and substitute "679,021,134", in the GENERAL FUND column strike "343,886,122" and substitute "344,386,122", and in the FEDERAL FUNDS column strike "326,683,243" and substitute "327,183,243".
Page 123, line 6 strike "$320,346,429" and substitute "$320,846,429".

Adjust affected totals accordingly.

Page 554, line 3, in the ITEM & SUBTOTAL column strike "1,000,000" and substitute "500,000" and in the CAPITAL CONSTRUCTION FUND column strike "1,000,000" and substitute "500,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

<table>
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<tr>
<th>YES</th>
<th>30</th>
<th>NO</th>
<th>34</th>
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<td>Arndt</td>
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<td>Landgraf</td>
<td>Y</td>
<td>Saine</td>
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<td>Garnett</td>
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<td>McLachlan</td>
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<td>Herod</td>
<td>Y</td>
<td>Melton</td>
<td>N</td>
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<td>Williams D.</td>
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<td>Kraft-Tharp</td>
<td>N</td>
<td>Roberts</td>
<td>N</td>
<td>Wilson</td>
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</tbody>
</table>

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, Amendment #53, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 261, line 6, in the ITEM & SUBTOTAL column strike "114,545" and substitute "107,454" and in the GENERAL FUND column strike "114,545" and substitute "107,454".

Page 261, line 8, in the ITEM & SUBTOTAL column strike "3,368,980" and substitute "3,160,424" and in the GENERAL FUND column strike "3,368,980" and substitute "3,160,424".

Page 261, line 11, in the ITEM & SUBTOTAL column strike "3,368,980" and substitute "3,160,424" and in the GENERAL FUND column strike "3,368,980" and substitute "3,160,424".

Page 261, strike line 12.

Page 261, line 13, in the ITEM & SUBTOTAL column strike "2,185,039" and substitute "2,059,185" and in the GENERAL FUND column strike "2,185,039" and substitute "2,059,185".
Adjust affected totals accordingly.

Page 353, after line 7 insert:

<table>
<thead>
<tr>
<th>ITEM &amp; GENERAL SUBTOTAL</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td>&quot;Colorado Water Plan Implementation&quot;</td>
<td>$5,089,605</td>
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</table>

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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</thead>
<tbody>
<tr>
<td>29</td>
<td>35</td>
<td>1</td>
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</table>

Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, Amendment #56, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 328, line 13, in the ITEM & SUBTOTAL column strike "1,157,886" and substitute "1,906,200" and in the CASH FUNDS column strike "157,886" and substitute "906,200".

Page 329, line 10, strike "This amount" and substitute "Of this amount, $748,314 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and $157,886".

Adjust affected totals accordingly.

Page 428, strike lines 3 through 5.

Page 428, strike line 12.

Adjust affected totals accordingly.
The amendment was declared **lost** by the following roll call vote:

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<td>Saine E</td>
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<td></td>
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<td></td>
</tr>
<tr>
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<td>Froelich Y</td>
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<td>Sandridge Y</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
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<tr>
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<tr>
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<tr>
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<td>Titone N</td>
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<td>Roberts N</td>
<td>Wilson Y</td>
<td>Speaker N</td>
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</tbody>
</table>

Representative Catlin moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Catlin amendment, Amendment #49, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 208, line 13, strike "Institutes" and substitute "Institutes", in the ITEM & SUBTOTAL column strike "16,889,906" and substitute "18,889,906", and in the GENERAL FUND column strike "16,889,906" and substitute "18,889,906".

Adjust affected totals accordingly.

Page 241, after line 8 insert:

"**43a** Department of Human Services, Office of Behavioral Health, Community-based Mental Health Services, Assertive Community Treatment Programs and Other Alternatives to the Mental Health Institutes -- It is the General Assembly's intent that $2,000,000 of this appropriation be used to expand residential mental health treatment services in the Four Corners area. It is also the General Assembly's intent that the appropriation may be used to provide services and to cover initial expenses necessary to establish, license, and begin operating one or more programs that provide these services, such as building renovations, furnishings, and equipment.".

The amendment was declared **lost** by the following roll call vote:
Representative Catlin moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Catlin amendment, Amendment # 60, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 353, after line 7 insert:

<table>
<thead>
<tr>
<th>ITEM &amp; GENERAL SUBTOTAL</th>
<th>GENERAL FUND</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

"Colorado Water Plan Implementation 20,000,001 20,000,001".

Adjust affected totals accordingly.

Page 631, before line 15 insert:

"SECTION 18. Appropriation. Notwithstanding any other provision of this act, appropriations in section 2 of this act from the general fund, excluding the general fund exempt, are reduced by twenty million one dollars. The total general fund reduction by department is as follows:

<table>
<thead>
<tr>
<th>Department</th>
<th>General Fund Reduction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agriculture</td>
<td>$952,381</td>
</tr>
<tr>
<td>Corrections</td>
<td>952,381</td>
</tr>
<tr>
<td>Governor</td>
<td>952,381</td>
</tr>
</tbody>
</table>
### Department General Fund Reduction

1. Health Care Policy and Financing 952,381
2. Higher Education 952,381
3. Human Services 952,381
4. Judicial 952,381
5. Labor and Employment 952,381
6. Law 952,381
7. Legislative 952,381
8. Local Affairs 952,381
9. Military and Veterans Affairs 952,381
10. Natural Resources 952,381
11. Personnel 952,381
12. Public Health and Environment 952,381
13. Public Safety 952,381
14. Regulatory Agencies 952,381
15. Revenue 952,381
16. State 952,381
17. Transportation 952,381
18. Treasury 952,381
19. TOTAL $20,000,001

Renumber succeeding section accordingly.

The amendment was declared **lost** by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
</thead>
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<tr>
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<td>N</td>
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<td>N</td>
</tr>
<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
</tr>
<tr>
<td>Beckman</td>
<td>Y</td>
<td>Galindo</td>
<td>Y</td>
</tr>
<tr>
<td>Benavidez</td>
<td>N</td>
<td>Garnett</td>
<td>N</td>
</tr>
<tr>
<td>Bird</td>
<td>N</td>
<td>Geitner</td>
<td>Y</td>
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<tr>
<td>Bockenfeld</td>
<td>Y</td>
<td>Gonzalez-Gutierrez</td>
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<tr>
<td>Buck</td>
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<td>Gray</td>
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<tr>
<td>Buckner</td>
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<td>Hansen</td>
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<tr>
<td>Buentello</td>
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<td>Herod</td>
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<tr>
<td>Caraveo</td>
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<td>Hooton</td>
<td>N</td>
</tr>
<tr>
<td>Carver</td>
<td>Y</td>
<td>Humphrey</td>
<td>Y</td>
</tr>
</tbody>
</table>
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville and Baisley amendment, Amendment #61, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 414, line 16, strike "Expenses" and substitute "Expenses^88a^".

Page 437, after line 13 insert:

^88a^ Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Administration, General Disease Control, and Surveillance, Immunization Operating Expenses -- It is the General Assembly's intent that the department not use General Fund dollars or the Colorado Immunization Information System (CIIS) to influence parents' decisions regarding immunizations."

The amendment was declared lost by the following roll call vote:

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</thead>
<tbody>
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<td>Beckman Y</td>
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<td>Lewis N</td>
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<td>Esgar N</td>
<td>Kraft-Tharp N</td>
<td>Roberts N</td>
<td>Wilson Y</td>
<td>Speaker N</td>
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</tbody>
</table>
Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, Amendment #62, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 417, line 8, in the ITEM & SUBTOTAL column strike "6,719,610" and substitute "6,219,610" and in the CASH FUNDS column strike "5,020,710" and substitute "4,520,710".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<th>EXCUSED</th>
<th>ABSENT</th>
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</thead>
<tbody>
<tr>
<td>30</td>
<td>34</td>
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</tr>
</tbody>
</table>

Arndt N Exum Y Landgraf Y Saine E
Baisley Y Froelich Y Larson Y Sandridge Y
Beckman Y Galindo Y Lewis Y Sanger N
Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray N McKean Y Sullivan Y
Buckner N Hansen N McLachlan N Tipper N
Buentello Y Herod N Melton N Titone Y
Caraveo N Hooton N Michaelson Jenet N Valdez A. N
Carver Y Humphrey Y Mullica N Valdez D. N
Catlin Y Jackson N Neville Y Van Winkle Y
Coleman N Jaquez Lewis N Pelton Y Weissman N
Cutter Y Kennedy N Ransom Y Will Y
Duran N Kipp N Rich Y Williams D. Y
Esgar N Kraft-Tharp N Roberts N Wilson Y

Representatives Garnett and Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver and Garnett amendment, Amendment #64, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 419, line 3, strike "Monitoring" and substitute "Monitoring88a".

Page 437, after line 13 insert:

"88a Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Environmental Epidemiology, Marijuana Health Effects Monitoring -- It is the General Assembly's intent that the department and the panel of health professionals established in Section 25-1.5-110 (2), C.R.S., review and study data, including peer-reviewed studies, health care data collected by the department, and relevant
community health data, on the tetrahydrocannabinol (THC) potency of marijuana and any related health effects. It is the General Assembly's intent that the panel conduct this analysis and provide a report with recommendations to the General Assembly by July 31, 2020.

The amendment was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>58</th>
</tr>
</thead>
<tbody>
<tr>
<td>NO</td>
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<tr>
<td>6</td>
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<tr>
<td>EXCUSED</td>
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</tr>
<tr>
<td>ABSENT</td>
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</tbody>
</table>

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, Amendment #65, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 426, line 2, in the ITEM & SUBTOTAL column strike "8,348,361" and substitute "3,588,900" and in the GENERAL FUND column strike "4,759,461".

Adjust affected totals accordingly.

Page 467, line 13, strike "Administration" and substitute "Administration^95a", in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "11,296,097", and in GENERAL FUND column strike "897,640" and substitute "5,657,101".

Adjust affected totals accordingly.

Page 471, after line 6 insert:

^95a Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item
includes $4,759,461 General Fund for the purpose of improving school safety.

The amendment was declared **lost** by the following roll call vote:

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<td>Larson</td>
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<tr>
<td>Beckman</td>
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<td>Galindo</td>
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<tr>
<td>Benavidez</td>
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<td>Garnett</td>
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<td>Sirota</td>
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<td>Lontine</td>
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<td>Snyder</td>
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<td>Valdez A.</td>
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<tr>
<td>Carver</td>
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<td>Humphrey</td>
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<td>Mullica</td>
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<td>Valdez D.</td>
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<tr>
<td>Catlin</td>
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<td>Van Winkle</td>
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<td>Pelton</td>
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<td>Weissman</td>
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<td>Cutter</td>
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<td>Rich</td>
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<td>Williams D.</td>
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<tr>
<td>Esgar</td>
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<td>Kraft-Tharp</td>
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<td>Roberts</td>
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<td>Wilson</td>
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<td>Speaker</td>
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</tbody>
</table>

Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, Amendment #66, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 428, strike lines 3 through 5.

Adjust affected totals accordingly.

Page 428, strike line 12.

Page 467, line 13, strike "Administration" and substitute "Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $748,314 cash funds from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S. for the purpose of improving school safety.".

Page 468, line 4, strike "$16,224" and substitute "$764,538".

Page 471, after line 6 insert:

95a Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $748,314 cash funds from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S. for the purpose of improving school safety.".
The amendment was declared **lost** by the following roll call vote:

<table>
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<tr>
<th></th>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt</td>
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<td>Landgraf</td>
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<tr>
<td>Baisley</td>
<td>Y</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
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<td>Beckman</td>
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<td>Galindo</td>
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</tbody>
</table>

Representatives Van Winkle and Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Van Winkle amendment, Amendment #69, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 446, strike lines 14 and 15.

Adjust affected totals accordingly.

Page 449, strike lines 8 and 9.

Page 514, line 12, in the TOTAL column strike "2,048,631,932" and substitute "2,049,013,338" and in the CASH FUNDS column strike "1,289,725,235(I)" and substitute "1,290,106,641(I)".

Adjust totals accordingly.

Page 515, line 1, strike "$119,218,469" and substitute "$119,599,875".

The amendment was declared **lost** by the following roll call vote:

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</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, Amendment #74, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 467, line 13, strike "Administration" and substitute "Administration^95a", in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "7,536,636", and in the GENERAL FUND column strike "897,640" and substitute "1,897,640".

Adjust affected totals accordingly.

Page 471, after line 6 insert:

"^95a Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $1,000,000 General Fund for the purpose of improving school safety."

Page 554, strike line 3.

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

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</table>
Representatives Benavidez and Melton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge and Baisley amendment, Amendment #73, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 467, line 13, strike "Administration" and substitute "Administration", in the ITEM & SUBTOTAL column strike "6,536,636" and substitute "7,706,396", and in the GENERAL FUND column strike "897,640" and substitute "2,067,400".

Adjust affected totals accordingly.

Page 471, after line 6 insert:

"95a Department of Public Safety, Division of Homeland Security and Emergency Management, Office of Preparedness, Program Administration -- This line item includes $1,169,760 General Fund for the purpose of improving school safety.".

Page 476, strike lines 6 through 14.

Adjust affected totals accordingly.

Page 477, strike lines 1 through 3.

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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</table>
Representative D. Valdez moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following D. Valdez amendment, Amendment #75, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 474, line 8, in the ITEM & SUBTOTAL column strike "18,737,756" and substitute "21,237,756" and in the GENERAL FUND column insert "2,500,000".

Adjust affected totals accordingly.

The amendment was declared lost by the following roll call vote:

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</table>

Representative Sandridge moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge amendment, Amendment #78, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 498, line 2, in the ITEM & SUBTOTAL column strike "23,212,441" and substitute "21,686,380" and in the CASH FUNDS column strike "19,830,970" and substitute "18,304,909".

Page 498, line 3, in the ITEM & SUBTOTAL column strike ",(423.1 FTE)" and substitute "(412.4 FTE)".

Page 498, line 4, in the ITEM & SUBTOTAL column strike "2,836,439" and substitute "2,719,309" and in the CASH FUNDS column strike "2,415,114" and substitute "2,297,984".

Page 498, line 5, in the ITEM & SUBTOTAL column strike "7,808,018" and substitute "7,464,492" and in the CASH FUNDS column strike "7,808,018" and substitute "7,464,492".

Adjust affected totals accordingly.
The amendment was declared lost by the following roll call vote:

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Representative Neville moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Neville amendment, Amendment #82, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 514, line 12, in the TOTAL column strike "2,048,631,932" and substitute "2,495,392,678" and in the GENERAL FUND column strike "136,025,000" and substitute "582,785,746".

Adjust affected totals accordingly.

Page 631, before line 15 insert:

"SECTION 18. Appropriation. Notwithstanding any other provision of this act, appropriations in section 2 of this act from the general fund, excluding the general fund exempt, are reduced by four hundred forty-six million seven hundred sixty thousand seven hundred forty-six dollars. The total general fund reductions by department are as follows:

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<th>Department</th>
<th>General Fund Reduction</th>
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<tr>
<td>Agriculture</td>
<td>$868,340</td>
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<tr>
<td>Corrections</td>
<td>50,402,087</td>
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<tr>
<td>Governor</td>
<td>569,330</td>
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<tr>
<td>Health Care Policy and Financing</td>
<td>164,336,405</td>
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<tr>
<td>Higher Education</td>
<td>92,875,863</td>
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</table>
Department General Fund Reduction

1 Human Services 61,546,253
2 Judicial 44,753,720
3 Labor and Employment 4,947,957
4 Law 1,903,443
5 Local Affairs 4,444,101
6 Military and Veterans Affairs 408,913
7 Natural Resources 1,459,179
8 Personnel 906,225
9 Public Health and Environment 3,050,878
10 Regulatory Agencies 142,088
11 Revenue 7,845,964
12 State 6,300,000
13 TOTAL $446,760,746

Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Roberts, Beckman, Coleman, Gallindo, McCluskie, McKean, McLachlan, Rich, Soper, A. Valdez, and Will amendment, Amendment #88, to SB 19-207, to show that said amendment passed, and that SB 19-207, as amended, passed.

Amend reengrossed bill, page 551, after line 13 insert:

<table>
<thead>
<tr>
<th>ITEM &amp; CAPITAL CASH SUBTOTAL</th>
<th>CONSTRUCTION FUND</th>
<th>Cash FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
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</table>

"(D) University of Colorado Denver
Engineering and Physical Sciences Building Renovation
97b 18,670,391 4,802,793 13,867,598a

a This amount shall be from capital reserves and donations.

(E) University of Northern Colorado
Heating Plant Boiler #3 Replacement (Capital Renewal)
97b 3,679,012 3,634,012 45,000a

a This amount shall be from institutional reserves."

Adjust affected totals accordingly.

Page 556, after line 11 insert:

<table>
<thead>
<tr>
<th>ITEM &amp; CAPITAL CASH SUBTOTAL</th>
<th>CONSTRUCTION FUND</th>
<th>Cash FUNDS</th>
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<tr>
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</table>

"(E) Colorado Mesa University
Health Sciences PA/PT/OT Center
97b 10,768,131 8,937,548 1,830,583a

a This amount shall be from institutional reserves and fundraising.

(F) Fort Lewis College
Whalen Gymnasium Expansion and
Renovation for Exercise Science\(^{97b}\) 28,057,892 25,252,103 2,805,789\(^a\)

\(^a\) This amount shall be from fundraising and institutional reserves."

Adjust affected totals accordingly.

Page 563, after line 6 insert:

"FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

97b Capital Construction, Capital Renewal and Recapitalization: Higher Education, University of Colorado Denver, Engineering and Physical Sciences Building Renovation; and Higher Education, University of Northern Colorado, Heating Plant Boiler #3 Replacement (Capital Renewal); and Capital Expansion: Higher Education, Colorado Mesa University, Health Sciences PA/PT/OT Center; and Higher Education, Fort Lewis College, Whalen Gymnasium Expansion and Renovation for Exercise Science -- The appropriation to this line item is conditioned upon: (1) the transfer of money from the General Fund to the Capital Construction Fund as specified in Section 24-75-302 (2.6)(b), C.R.S., as enacted in Senate Bill 19-214, and (2) the prioritization as specified in Section 24-75-302 (2.6)(c), C.R.S., as enacted in Senate Bill 19-214.".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:
HB19-1189--April 8, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1254 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. Legislative declaration. The general assembly hereby declares that this act does not change who may participate in the sharing of gratuities or who may be required to share gratuities and does not change the legal minimum wage for any person in Colorado."

Renumber succeeding sections accordingly.

HB19-1256 be referred to the Committee of the Whole with favorable recommendation.
HB19-1286 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1296 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 6, after line 11 insert:

"(10) "PHARMACY" MEANS AN IN-STATE OR NONRESIDENT PRESCRIPTION DRUG OUTLET, AS DEFINED IN SECTION 12-42.5-102 (35), ANOTHER OUTLET, AS DEFINED IN SECTION 12-42.5-102 (25), A HOSPITAL SATELLITE PHARMACY, AS DEFINED IN SECTION 12-42.5-102 (16), OR OTHER SETTING, INCLUDING A PRACTITIONER’S OFFICE OR CLINIC, WHERE A PRACTITIONER, AS DEFINED IN SECTION 12-42.5-102 (32), DISPENSES PRESCRIPTION DRUGS TO PATIENTS AS AUTHORIZED BY SECTION 12-42.5-118 (6)."

Renumber succeeding subsections accordingly.

Page 7, strike lines 8 through 10 and substitute "DRUGS, DISPENSED AT A PHARMACY FOR OUTPATIENT USE AND PAID FOR BY A HEALTH INSURER IN THIS STATE DURING THE IMMEDIATELY PRECEDING CALENDAR YEAR, THE".

Page 7, line 11, strike the first "A".

Page 12, strike lines 8 through 11 and substitute:

"(VI) THE PATENT EXPIRATION DATE OF THE PRESCRIPTION DRUG, IF IT IS UNDER PATENT;".

Page 15, strike line 9 and substitute "reports. (1) STARTING IN 2020,"

Page 15, line 10, strike ":(1)(b) OF THIS SECTION,"

Page 15, strike lines 22 through 27.

Page 16, strike lines 1 through 4.

Page 16, strike lines 5 through 10 and substitute:

"(2) FOR ALL PRESCRIPTION DRUGS PAID FOR IN THE PRIOR CALENDAR YEAR, THE HEALTH INSURER OR PHARMACY BENEFIT MANAGEMENT FIRM SHALL REPORT:
(a) THE AGGREGATE AMOUNT OF ALL REBATES AND DISCOUNTS THAT REDUCE THE COST TO ACQUIRE PRESCRIPTION DRUGS"

Page 16, line 11, strike "PRESCRIPTION DRUG". 
Page 16, lines 12 and 13, strike "THE PRESCRIPTION DRUG" and substitute "PRESCRIPTION DRUGS".

Page 16, strike lines 14 through 16 and substitute "YEAR;
(b) THE AGGREGATE AMOUNT OF ALL REBATES AND DISCOUNTS THAT REDUCE THE COST TO ACQUIRE ALL PRESCRIPTION DRUGS".

Page 16, line 17, strike "PRESCRIPTION DRUG".

Page 16, line 20, strike "TOTAL" and substitute "AGGREGATE".

Page 16, line 22, strike "THE PRESCRIPTION DRUG;" and substitute "ALL PRESCRIPTION DRUGS; AND".

Page 16, strike lines 23 through 27.

Page 17, strike lines 1 through 9.

Reletter succeeding paragraphs accordingly.

Page 17, line 10, strike "TOTAL" and substitute "AGGREGATE".

Page 17, lines 11 and 12, strike "THE PRESCRIPTION DRUG," and substitute "PRESCRIPTION DRUGS,"

Page 17, strike lines 16 through 18 and substitute:

"(e) AN EXPLANATION OF ALL OTHER SERVICES OFFERED BY THE HEALTH INSURER OR PHARMACY BENEFIT MANAGEMENT FIRM, EXCLUDING PROPRIETARY AND CLIENT-SPECIFIC INFORMATION.".

Page 18, line 13, after "VALUE" insert "THAT EXCEEDS ONE THOUSAND DOLLARS IN VALUE".

Page 18, strike line 16 and substitute "11 OR A TRADE ASSOCIATION REPRESENTING ANY OF THOSE INDUSTRIES.".

Page 19, line 6, after "VALUE" insert "THAT EXCEEDS ONE THOUSAND DOLLARS IN VALUE".

Page 19, after line 9 insert:

"(4) A NONPROFIT ORGANIZATION SUBJECT TO THE REPORTING REQUIREMENTS OF THIS SECTION THAT FAILS TO COMPLY WITH THE REQUIREMENTS IS SUBJECT TO A FINE OF UP TO ONE THOUSAND DOLLARS.".

Page 19, line 26, strike "INFORMATION REPORTED BY" and substitute "COMBINED AGGREGATE INFORMATION REPORTED BY ALL HEALTH INSURERS AND".

Page 22, after line 5 insert:

"(b) AT LEAST THIRTY DAYS BEFORE THE COMMISSIONER PUBLISHES AND SUBMITS THE REPORT PURSUANT TO SUBSECTIONS (2)(c) AND (2)(d) OF THIS SECTION, THE COMMISSIONER SHALL PROVIDE HEALTH
INSURERS, MANUFACTURERS, AND PHARMACY BENEFIT MANAGEMENT Firms that reported data to the commissioner pursuant to this part 11 an explanation and description of the information that will be released in the report and an opportunity to object to the release of specified information on the grounds that the information is proprietary. A health insurer, manufacturer, or pharmacy benefit management firm objecting to the release of information must submit its objection and information demonstrating that the specified information is proprietary no later than fifteen days after receipt of the explanation and description from the commissioner. The commissioner shall make a determination and notify the objecting party of the determination within fifteen days after receipt of the objection from the health insurer, manufacturer, or pharmacy benefit management firm and, if the commissioner finds in favor of the objecting party, shall remove the proprietary information from the report before publishing and submitting it pursuant to subsections (2)(c) and (2)(d) of this section. The determination of the commissioner is final and is not subject to review.

Reletter succeeding paragraphs accordingly.

Page 26, strike lines 18 and 19 and substitute:

"(c) "Pharmacy" means an in-state or nonresident prescription drug outlet, as defined in section 12-42.5-102 (35), an other outlet, as defined in section 12-42.5-102 (25), a hospital satellite pharmacy, as defined in section 12-42.5-102 (16), or other setting, including a practitioner's office or clinic, where a practitioner, as defined in section 12-42.5-102 (32), dispenses prescription drugs to patients as authorized by section 12-42.5-118 (6)."

After "The" insert "aggregate" on: Page 17, lines 13 and 14.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the committee recommends the following:

HB19-1235 be postponed indefinitely.

HB19-1274 be amended as follows, and as so amended, be referred to the committee of the whole with favorable recommendation:

Amend printed bill, page 3, line 6, strike "and".

Page 3, line 9, strike "PLAT." and substitute "PLAT; AND (IV) REVIEW AND APPROVE ANY SUBDIVISION EXEMPTION AS AUTHORIZED BY SECTION 30-28-101 (10)(d).".
Page 3, strike lines 12 through 15 and substitute:

"(I) THE APPROVAL OF ANY AGREEMENT FOR THE EXPENDITURE
OF".

Page 3, line 17, strike "(III)" and substitute "(II)".

SB19-139 be referred favorably to the Committee on Appropriations.

SB19-144 be referred to the Committee of the Whole with favorable recommendation.

PRINTING REPORT
The Chief Clerk reports the following bills have been correctly printed:
HB19-1304, 1305, 1306, 1307, 1308, 1309.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS
The Speaker has signed: HB19-1029, 1038, 1069, 1086, 1106, 1150.

MESSAGE FROM THE SENATE
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-085 Amended in General Orders as printed in Senate Journla, April 3, 2019.

MESSAGE(S) FROM THE REVISOR
We herewith transmit:
without comment, as amended, SB19-085.

MESSAGE(S) FROM THE GOVERNOR
I certify I received the following on the 4th day of April, 2019, at 3:45 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House
Thursday, April 4, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1113 Protect Water Quality Adverse Mining Impacts
Approved Thursday, April 4, 2019 2:10 P.M.

HB19-1114 Agriculture Commissioner Farm Produce Safety
Approved Thursday, April 4, 2019 2:13 P.M.

HB19-1180 Correcting The Definition of Police Working Horse
Approved Thursday, April 4, 2019 2:17 P.M.

HB19-1155 Additions To Definitions of Sexual Contacts
Approved Thursday, April 4, 2019 2:19 P.M.

HB19-1105 Nurse Practitioner Workers' Compensation
Approved Thursday, April 4, 2019 2:20 P.M.

HB19-1200 Reclaimed Domestic Wastewater Point of Compliance
Approved Thursday, April 4, 2019 2:26 P.M.

Sincerely,

(signed)

Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1310 by Representative(s) Melton and Gonzales-Gutierrez--Concerning interest on orders of restitution.
Committee on Judiciary

HB19-1311 by Representative(s) Singer--Concerning the creation of the institute of cannabis research at Colorado state university - Pueblo.
Committee on Finance

HB19-1312 by Representative(s) Mullica, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Duran, Esgar, Froelich, Gray, Hansen,Jaquez Lewis, Kennedy, Kipp, McCluskie, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Tipper, Valdez A.; also Senator(s) Gonzales and Priola--Concerning modernizing immunization requirements for school entry to improve vaccination rates.
Committee on Health & Insurance

Committee on Business Affairs & Labor

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 5, retaining place on Calendar:

Consideration of General Order(s)--SB19-214
Consideration of Conference Committee Report(s)--SB19-106.
Consideration of Resolution(s)--HR19-1005.
Consideration of Senate Amendment(s)--HB19-1129.

__________________________

On motion of Representative Kennedy, the House adjourned until 10:00 a.m., April 5, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Dr. Gordon Klingenshmit, Colorado Springs.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Brittany Rodrigue, Metropolitan State University, Denver.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Saine, Sirota, Soper--3.
Present after roll call--Representative(s) Sirota, Soper.

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of April 4, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 5, 2019 only:

Energy and Environment
  Representative Baisley to replace Representative Saine
  Representative McKean to replace Representative Landgraf

THIRD READING OF BILL(S)—FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-208 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen, Ransom--Concerning a transfer of money from the state employee reserve fund to the general fund.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<tr>
<td>Esgar</td>
<td>Craft-Tharp</td>
<td>Roberts</td>
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**SB19-209** by Senator(s) Zenzinger, Moreno, Rankin; also Representative(s) Hansen, Esgar--Concerning provisions relating to PACE programs, and, in connection therewith, determining the funding methodology for the 2019-20 fiscal year and fiscal years thereafter, requiring the department of health care policy and financing to meet with Colorado PACE programs during the 2019 legislative interim to consider PACE program funding and other issues relating to PACE programs, and making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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</table>
SB19-210  by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Ransom, Esgar, Hansen--Concerning juvenile detention beds, and, in connection therewith, reducing appropriations.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Gonzales-Gutierrez, Herod, Hooton, Roberts

SB19-211  by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning changes to the mental health criminal justice diversion programs, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-212 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar, Hansen--Concerning general fund support to implement the state water plan, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Cutter, Duran, Exum, Gonzales-Gutierrez, Gray, Jackson, Kipp, McLachlan, Michaelson Jenet, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez D., Weissman, Speaker

SB19-213 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Ransom, Esgar, Hansen--Concerning transfers from the marijuana cash fund to the marijuana tax fund.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Lewis, Snyder, opening new lines for continuous text.
The Speaker announced the following temporary committee appointment(s) for April 5, 2019 only:

**Public Health and Human Services**
- Representative Jaquez Lewis to replace Representative Michaelson Jenet
- Representative Melton to replace Representative Mullica
- Representative Sullivan to replace Representative Kipp
- Representative Will to replace Representative Liston

On motion of Representative Kennedy, **SB19-214, HB19-1168, 1246, 1254, 1256, 1274, 1286, SB19-183, 052** were made Special Orders on April 5, 2019, at 10:33 a.m.

The hour of 10:33 a.m., having arrived, on motion of Representative Tipper, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

**SPECIAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**SB19-214** by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar and Ransom, Hansen--Concerning capital-related transfers of money.

Amendment No. 1, by Representative(s) Weissman.

Amend reengrossed bill, page 3, line 11, strike "TEN MILLION ONE HUNDRED THIRTY-SEVEN" and substitute "TWELVE MILLION THREE HUNDRED FORTY-TWO".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
HB19-1168 by Representative(s) McCluskie and Rich, Buckner, Esgar, Kennedy, McLachlan, Roberts, Soper; also Senator(s) Donovan and Rankin--Concerning the creation of the Colorado reinsurance program to provide reinsurance payments to health insurers to aid in paying high-cost insurance claims, and, in connection therewith, authorizing the commissioner of insurance to seek approval from the federal government to waive applicable federal requirements, request federal funds, or both, to enable the state to implement the program and making the program contingent upon waiver or funding approval.

Amendment No. 1, Health & Insurance Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.


Amendment No. 3, by Representative(s) McCluskie and Rich.

Amend the Health and Insurance Committee Report, dated February 27, 2019, page 1, after line 5 insert:

"Page 4 of the bill, strike lines 9 through 11. Renumber succeeding subsections accordingly."

Page 5 of the bill, strike lines 2 and 3 and substitute:

"(6) "HOSPITAL" MEANS A HOSPITAL LICENSED OR CERTIFIED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SECTION 25-1.5-103 (1)(a).

(7) "MEDICAID" MEANS FEDERAL INSURANCE OR ASSISTANCE AS PROVIDED BY TITLE XIX OF THE FEDERAL "SOCIAL SECURITY ACT", AS AMENDED, AND THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4, 5, AND 6 OF TITLE 25.5.".

Renumber succeeding subsections accordingly.

Page 5 of the bill, strike lines 8 through 10. Renumber succeeding subsections accordingly.

Page 5 of the bill, line 12, strike "CAP, COINSURANCE RATE, AND FEE SCHEDULE" and substitute "CAP, AND COINSURANCE RATE".

Page 5 of the bill, strike lines 14 through 18. Renumber succeeding subsections accordingly.".

Page 1 of the committee report, after line 6 insert:

"Page 6 of the bill, strike lines 22 through 27."
Page 7 of the bill, strike line 1 and substitute:

"(f) ASSESS SPECIAL FEES AGAINST HOSPITALS AND, IF APPLICABLE, CARRIERS FOR THE CONTINUOUS OPERATION OF THE REINSURANCE PROGRAM, AS PROVIDED IN SECTION 10-16-1108;".

Page 7 of the bill, line 3, strike "10-16-1108," and substitute "10-16-1109,".

Page 1 of the committee report, strike line 7 and substitute:

"Page 7 of the bill, strike lines 10 through 12 and substitute "LAW WITH ANY FEDERAL PROGRAM AND RULES. THE RULES SHALL BE ADOPTED IN".".

Page 1 of the committee report, line 13, strike "10-16-1108," and substitute "10-16-1109,".

Page 2 of the committee report, after line 6 insert:

"Page 7 of the bill, line 16, strike "fee schedule - rules -"."

Page 7 of the bill, line 22, strike "10-16-1108." and substitute "10-16-1109.".

Page 8 of the bill, line 13, strike "10-16-1108" and substitute "10-16-1109".

Page 8 of the bill, line 21, strike "YEAR, EACH" and substitute "YEAR: (A) EACH".

Page 8 of the bill, strike lines 23 through 25 and substitute "YEAR;

(B) EACH HOSPITAL THAT IS SUBJECT TO THE SPECIAL FEES ASSESSED PURSUANT TO SECTION 10-16-1108 SHALL REPORT TO THE COMMISSIONER THE AMOUNT THE HOSPITAL IS RESPONSIBLE FOR FUNDING IN THE BENEFIT YEAR; AND

(C) IF SPECIAL FEES ARE ASSESSED AGAINST CARRIERS PURSUANT TO SECTION 10-16-1108 (1)(b), EACH CARRIER THAT IS SUBJECT TO THE SPECIAL FEES SHALL REPORT TO THE COMMISSIONER ON ITS COLLECTED ASSESSMENTS IN THAT BENEFIT YEAR.".".

Page 2 of the committee report, after line 8 insert:

"Page 10 of the bill, line 10, strike "FINANCE" and substitute "FUND".

Page 12 of the bill, strike lines 19 through 27.

Strike page 13 of the bill.

Page 14 of the bill, strike lines 1 through 7 and substitute:

"(5) IN ORDER TO PROMOTE MORE COST-EFFECTIVE HEALTH CARE COVERAGE AND TO BE FAIR TO FEDERAL TAXPAYERS BY RESTRAINING GROWTH IN FEDERAL SPENDING COMMITMENTS, THE COMMISSIONER SHALL REQUIRE EACH ELIGIBLE CARRIER THAT PARTICIPATES IN THE PROGRAM TO FILE WITH THE COMMISSIONER, BY A DATE AND IN A FORM AND MANNER
SPECIFIED BY THE COMMISSIONER BY RULE, THE CARE MANAGEMENT
PROTOCOLS THE ELIGIBLE CARRIER WILL USE TO MANAGE CLAIMS WITHIN
THE PAYMENT PARAMETERS.".

Page 15 of the bill, strike lines 14 through 17 and substitute "U.S.C. SEC.
18052 (a)(3) OR ANY OTHER FEDERAL FUNDS THAT ARE MADE AVAILABLE
FOR".

Page 15 of the bill, line 18, strike "PROGRAM." and substitute "PROGRAM;
AND
(II) SPECIAL FEES ASSESSED AGAINST HOSPITALS AND, IF
APPLICABLE, CARRIERS AS PROVIDED IN SECTION 10-16-1108.".

Page 16 of the bill, after line 11 insert:
"10-16-1108. Special assessments against hospitals and
 carriers - rules - enforcement. (1) (a) (I) For the 2020 benefit year,
the commissioner shall assess special fees against hospitals to
provide funding for the reinsurance program. The commissioner
shall calculate the fees based on the amount necessary to
reduce carriers' claims costs by the amounts specified in section
10-16-1105 (2)(a), but the commissioner shall set the fees at an
amount to ensure that the total amount of fees collected does
not exceed one hundred fifty million dollars for the 2020
benefit year.
(II) For the 2021 benefit year and each benefit year
thereafter, the commissioner shall determine the amount of the
special fees assessed against hospitals, which special fees must
not exceed one hundred fifty million dollars per benefit year,
based on the claims submitted under the reinsurance program
and administrative and operating expenses of the program in the
immediately preceding benefit year, the expected annual growth
in the program, the payment parameters set by the commissioner
pursuant to section 10-16-1105 (2) for the applicable benefit
year, and other actuarial considerations.
(III) Notwithstanding the limits on the special fees
specified in subsections (1)(a)(I) and (1)(a)(II) of this section:
(A) The total amount of special fees assessed against
hospitals under this subsection (1)(a) over five years must not
exceed five hundred million dollars; and
(B) No hospital system shall be responsible for funding,
on a yearly basis, more than twenty-five percent of the total
funding required for the program.
(IV) The commissioner shall use the special fees assessed
pursuant to this subsection (1)(a) to pay the administrative and
operating expenses of the reinsurance program, including
reinsurance payments and expenses of the program, the
commissioner, and the division.
(V) The commissioner shall not fund the program through
any type of fee schedule, rate setting, or other cost-saving
mechanism imposed on hospitals.
(b) (I) For any benefit year starting on or after January
1, 2020, if, after carriers have filed and the commissioner has
approved rates for the benefit year, the federal government
suspending the fee imposed pursuant to section 9010 of the federal
act for that benefit year, the commissioner shall assess against
CARRIERS A SPECIAL FEE OF TWO AND TWO-TENTHS PERCENT OF PREMIUMS
COLLECTED BY CARRIERS, OR A SPECIAL FEE IN AN AMOUNT EQUAL TO THE
AMOUNT OF THE FEE IMPOSED BY THE FEDERAL GOVERNMENT PURSUANT
TO SECTION 9010 OF THE FEDERAL ACT IF THAT FEE AMOUNT IS DIFFERENT
THAN THE AMOUNT SPECIFIED IN THIS SUBSECTION (1)(b)(i), FOR THE
PERIOD THAT CARRIERS COLLECTED THE FEE IMPOSED PURSUANT TO
SECTION 9010 OF THE FEDERAL ACT. THE COMMISSIONER SHALL USE THE
REVENUES GENERATED FROM THE SPECIAL FEES ASSESSED PURSUANT TO
THIS SUBSECTION (1)(b) FOR THE PURPOSES SPECIFIED IN SECTION
10-16-1107 (3) IN ORDER TO DECREASE THE AMOUNT OF SPECIAL FEES
REQUIRED FROM HOSPITALS PURSUANT TO SUBSECTION (1)(a) OF THIS
SECTION BY UP TO THIRTY MILLION DOLLARS PER YEAR, WITH ANY
REMAINING REVENUES USED TO REDUCE PREMIUMS.

(II) THIS SUBSECTION (1)(b) DOES NOT APPLY TO PLANS OR
BENEFITS PROVIDED UNDER MEDICARE, MEDICAID, OR THE "CHILDREN'S
Basic Health Plan" ESTABLISHED UNDER ARTICLE 8 OF TITLE 25.5.

(c) THE COMMISSIONER SHALL TRANSMIT SPECIAL FEES COLLECTED
PURSUANT TO THIS SUBSECTION (1) TO THE STATE TREASURER FOR DEPOSIT
IN THE REINSURANCE PROGRAM CASH FUND CREATED IN SECTION
10-16-1107.

(2) THE COMMISSIONER SHALL PROMULGATE RULES TO IMPLEMENT
THIS SECTION, INCLUDING:
(a) THE REASONABLE TIME PERIODS FOR THE BILLING AND
COLLECTION OF THE SPECIAL FEES;
(b) PROCEDURES FOR EXEMPTING HOSPITALS FROM SPECIAL FEES
IMPOSED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, IN WHOLE OR
IN PART, WHICH PROCEDURES MUST INCLUDE, AT A MINIMUM, THE
FOLLOWING PARAMETERS:
(I) WHETHER A HOSPITAL HAS FEWER THAN FIFTY LICENSED BEDS;
(II) WHETHER A HOSPITAL IS LOCATED IN GEOGRAPHIC RATING
AREA NUMBER FIVE, SEVEN, EIGHT, OR NINE;
(III) WHETHER A HOSPITAL IS AFFILIATED WITH A NETWORK OF
HOSPITALS;
(IV) WHETHER A HOSPITAL'S NET INCOME AT YEAR END IN EACH
OF THE PREVIOUS THREE YEARS WAS LESS THAN ZERO BASED ON AUDITED
FINANCIAL STATEMENTS PROVIDED BY THE HOSPITAL;
(V) WHETHER A HOSPITAL IS A CRITICAL ACCESS HOSPITAL;
(VI) WHETHER THE AMOUNT OF UNCOMPENSATED CARE PROVIDED
BY THE HOSPITAL IS DISPROPORTIONATELY HIGHER THAN THE STATEWIDE
AVERAGE; AND
(VII) WHETHER A HOSPITAL'S PROPORTION OF PATIENTS ENROLLED
IN MEDICARE AND MEDICAID IS DISPROPORTIONATELY HIGHER THAN THE
STATEWIDE AVERAGE PROPORTION OF MEDICARE AND MEDICAID PATIENTS
FOR ALL HOSPITALS; AND
(c) DETERMINING THE AMOUNT OF THE ASSESSMENT ON HOSPITALS
IN ACCORDANCE WITH SUBSECTION (1)(a) OF THIS SECTION.

(3) A HOSPITAL SHALL PAY THE SPECIAL FEES IMPOSED PURSUANT
TO SUBSECTION (1)(a) OF THIS SECTION FROM ITS GENERAL REVENUES AND
IS PROHIBITED FROM:
(a) COLLECTING AN ASSESSMENT FROM CONSUMERS AS ANY TYPE
OF SURCHARGE ON ITS FEES;
(b) PASSING THE SPECIAL FEES ON TO CONSUMERS AS ANY TYPE OF
INCREASE TO FEES OR CHARGES FOR SERVICES; OR
(c) OTHERWISE PASSING THE SPECIAL FEE ON TO CONSUMERS IN
ANY MANNER.
(4) If a hospital or carrier, if applicable, fails to pay a special fee to the commissioner in accordance with the time periods established by rule, the commissioner may use all powers conferred by the insurance laws of this state to enforce payment of the special fees.

Renumber succeeding C.R.S. sections accordingly.

Page 17 of the bill, line 8, strike "FINANCE" and substitute "FUND".

Page 17 of the bill, strike line 26 and substitute "10-16-1109.".

Page 1 of the bill, line 108, strike "PROGRAM AND" and substitute "PROGRAM.".

Amendment No. 4, by Representative(s) McCluskie.

Amend amendment no. 3 by Representative McCluskie and Rich, printed in House Journal page 1020, line 42, strike "MEDICARE AND MEDICAID" and substitute "MEDICARE OR MEDICAID".

Page 1020, line 43, strike "MEDICARE AND MEDICAID" and substitute "MEDICARE OR MEDICAID".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1246 by Representative(s) Van Winkle and Kraft-Tharp--Concerning the regulation of food truck businesses by local governments.

Amendment No. 1, Transportation & Local Government Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1254 by Representative(s) McLachlan and Van Winkle; also Senator(s) Fields and Priola--Concerning the notice requirements of employers with regard to the sharing of gratuities.

Amendment No. 1, Business Affairs & Labor Report, dated April 3, 2019, and placed in member's bill file; Report also printed in House Journal, April 4, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1256 by Representative(s) Gray and Snyder; also Senator(s) Todd--Concerning electronic filing of certain taxes.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1274 by Representative(s) Snyder; also Senator(s) Hisey--Concerning the ability of the boards of county commissioners to delegate to county administrative officials certain land use determinations affecting subdivision platting.

Amendment No. 1, Transportation & Local Government Report, dated April 3, 2019, and placed in member's bill file; Report also printed in House Journal, April 4, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1286 by Representative(s) Kraft-Tharp and Liston--Concerning limiting the number of people who may sell vehicles to dealers under a wholesaler's license issued by the motor vehicle dealer board.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-183 by Senator(s) Priola and Todd; also Representative(s) Michaelson Jenet and Wilson--Concerning creation of a voluntary alternate process for dissolution and annexation of the territory of a school district under specified circumstances.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-052 by Senator(s) Garcia; also Representative(s) Mullica--Concerning expansion of an emergency medical service provider's scope of practice.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-106 by Senator(s) Cooke and Zenzinger; also Representative(s) Tipper and Larson--Concerning an additional process by which a board of county commissioners may initiate the withdrawal of current employees who are peace officers from a defined contribution retirement plan offered by one or more local governments.


On motion of Representative Larson, the Conference Committee Report was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1129 by Representative(s) Michaelson Jenet and Esgar, Duran, Herod, Valdez A., Galindo, Jaquez Lewis, Titone; also Senator(s) Fenberg, Moreno, Ginal--Concerning prohibiting a mental health care provider from engaging in conversion therapy with a patient under eighteen years of age.

(Amended as printed in Senate Journal, March 25, 2019.)

Representative Esgar moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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Speaker Y

Co-sponsor(s) added: Representative(s) Jackson
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Garnett, Valdez D.

---

**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 8, retaining place on Calendar:

Consideration of General Orders--HB19-1267.
Consideration of Resolution(s)--HR19-1005.

---

House in recess. House reconvened.

---

**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**LEGAL SERVICES**

After consideration on the merits, the Committee recommends the following:

SB19-168 be referred to the Committee of the Whole with favorable recommendation.

---

**PRINTING REPORT**

The Chief Clerk reports the following bills have been correctly printed:

HB19-1310, 1311, 1312.
SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1166.

MESSAGE(S) FROM THE SENATE

The Senate has adopted and transmits herewith: SJR19-008.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-185 Amended in General Orders as printed in Senate Journal, April 4, 2019.

HB19-1224 Amended in General Orders as printed in Senate Journal, April 4, 2019.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1224.
without comment, as amended, SB19-185.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 5th day of April, 2019, at 3:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Friday, April 5, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1153 Colorado Mountain College and Direct Grant Annexation
Approved Friday, April 5, 2019 9:17 A.M.

Sincerely,
(signed)
Jared Polis
Governor
INTRODUCTION OF BILL(S)
First Reading

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

HB19-1313 by Representative(s) Becker; also Senator(s) Winter--Concerning plans to reduce carbon dioxide emissions by qualifying retail utilities, and, in connection therewith, encouraging the achievement of zero carbon dioxide emissions by 2050.
Committee on Health & Insurance

HB19-1314 by Representative(s) Becker and Galindo; also Senator(s) Winter and Donovan--Concerning a just transition from a coal-based electrical energy economy.
Committee on Business Affairs & Labor

SB19-185 by Senator(s) Fields and Lundeen; also Representative(s) Landgraf and Roberts--Concerning protections for minor human trafficking victims, and, in connection therewith, requiring a post-enactment review of the implementation of this act.
Committee on Judiciary

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and laid over one day under the rules:

HJR19-1012 by Representative(s) Valdez D.--Concerning the designation of Colorado State Highway 115 between Mile Markers 7 and 10.34 through the city of Florence as the "SFC Ray Adam Archuleta Memorial Highway".

HJR19-1013 by Representative(s) Wilson--Concerning the designation of Colorado State Highway 24 between Mile Markers 209 and 212 on each end of the town of Buena Vista, Colorado, as the "Corporal Earnest Clifford Sexton Memorial Highway".

On motion of Representative Gonzales-Gutierrez, the House adjourned until 10:00 a.m., April 8, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Ninety-fifth Legislative Day Monday, April 8, 2019

1 Prayer by the Reverend Brad Meuli, Denver Rescue Mission.
2
3 The Speaker called the House to order at 10:00 a.m.
4
5 Pledge of Allegiance led by Yohanes Limasalle, University of Colorado at Boulder.
6
7 The roll was called with the following result:
8
9 Present--62.
10
11 Excused--Representative(s) Buentello, Lewis, Titone--3.
12
13 The Speaker declared a quorum present.
14
15 On motion of Representative McCluskie, the House Journal of April 5, 2019, was declared approved as corrected by the Chief Clerk.
16
17 THIRD READING OF BILL(S)--FINAL PASSAGE
18
19 The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.
20
21 SB19-214 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar and Ransom, Hansen--Concerning capital-related transfers of money.
22
23 The question being "Shall the bill pass?".
24 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
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43
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
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Co-sponsor(s) added: Representative(s) Bird, Caraveo, Cutter, Duran, Exum, Froelich, Garnett, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Lontine, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Valdez A., Valdez D., Weissman, Will, Speaker
HB19-1246 by Representative(s) Van Winkle and Kraft-Tharp; also Senator(s) Cooke and Moreno--Concerning the regulation of food truck businesses by local governments.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Bockenfeld, Cutter, Esgar, Exum, Garnett, Gray, Herod, Hooton, Humphrey, Lontine, McKean, McLachlan, Melton, Michaelson Jenet, Snyder, Valdez A., Williams D.

HB19-1254 by Representative(s) McLachlan and Van Winkle; also Senator(s) Fields and Priola--Concerning the notice requirements of employers with regard to the sharing of gratuities.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<td>Coleman</td>
<td>Y</td>
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<td>Y</td>
</tr>
</tbody>
</table>
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
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<tbody>
<tr>
<td>Arndt Y</td>
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</table>

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<td>Arndt Y</td>
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</table>
Co-sponsor(s) added: Representative(s) Duran, Exum, Gray, Kraft-Tharp, Michaelson Jenet, Sullivan

**HB19-1286** by Representative(s) Kraft-Tharp and Liston; also Senator(s) Todd--Concerning limiting the number of people who may sell vehicles to dealers under a wholesaler's license issued by the motor vehicle dealer board.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

Co-sponsor(s) added: Representative(s) Catlin, Duran, Kennedy, Melton, Snyder

**SB19-183** by Senator(s) Priola and Todd; also Representative(s) Michaelson Jenet and Wilson--Concerning creation of a voluntary alternate process for dissolution and annexation of the territory of a school district under specified circumstances.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
On motion of Representative Kipp, the House resolved itself into
Committee of the Whole for consideration of General Orders, and she
was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of
the following bills had been read (reading at length had been dispensed
with by unanimous consent), the bills considered and action taken thereon
as follows:

(Amendments to the committee amendment are to the printed committee
report which was printed and placed in the members' bill file.)

SB19-144 by Senator(s) Zenzinger; also Representative(s) Roberts--
Concerning allowing a driver of a motorcycle to proceed
past a malfunctioning traffic control signal.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

HB19-1267 by Representative(s) Singer and Froelich, Buckner, Esgar,
Galindo, Gonzales-Gutierrez, Hooton, Jackson, Melton,
Michaelson Jenet, Mullica, Sirotta, Sullivan, Jaquez Lewis;
also Senator(s) Danielson and Rodriguez, Gonzales--
Concerning criminal offenses for failure to pay wages,
and, in connection therewith, implementing
recommendations from the Colorado human trafficking
council.

Laid over until April 9, retaining place on Calendar.

HB19-1189 by Representative(s) Gray and Valdez A.; also Senator(s)
Bridges--Concerning wage garnishment reform, and, in
connection therewith, reducing disposable earnings by
health insurance premiums, reducing the amount that is
subject to garnishment, and providing more detailed
information to the judgment debtor regarding garnishment.

Amendment No. 1, Finance Report, dated April 1, 2019, and placed in
member's bill file; Report also printed in House Journal, April 2, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: SB19-144, HB19-1189 amended.

Laid over until date indicated retaining place on Calendar:
HB19-1267--April 9, 2019.
The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Soper Y</td>
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<td>Speaker Y</td>
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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1224 by Representative(s) Herod, Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Tipper, Titone; also Senator(s) Winter--Concerning providing free menstrual hygiene products to people in custody.

(Amended as printed in Senate Journal, April 5, 2019.)

Representative Herod that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
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<td>Catlin Y</td>
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</tbody>
</table>
The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
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<td>Speaker</td>
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</table>

Co-sponsor(s) added: Representative(s) Bockenfeld

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 8, 2019 only:

- **Rural Affairs and Agriculture**
  - Representative Williams to replace Representative Lewis
  - Representative Mullica to replace Representative Buentello
  - Representative Exum to replace Representative Titone

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**ENERGY & ENVIRONMENT**

After consideration on the merits, the Committee recommends the following:

**HB19-1261** be amended as follows, and as so amended, be referred to the Committee on **Appropriations** with favorable recommendation:
Amend printed bill, page 8, line 13, strike "(1)(e), PROVIDING A REPORT ON" and substitute "(1)(e) REGARDING".

Page 8, line 14, strike "(2)(g)." and substitute "(2)(g) AND ANY RECOMMENDATIONS ON FUTURE LEGISLATIVE ACTION TO ADDRESS CLIMATE CHANGE, SUCH AS IMPLEMENTATION OF CLIMATE ADAPTATION POLICIES OR ACCELERATING DEPLOYMENT OF CLEANER TECHNOLOGIES.".

Page 8, strike lines 24 and 25 and substitute "RESOURCES.".

PUBLIC HEALTH CARE & HUMAN SERVICES
After consideration on the merits, the Committee recommends the following:

HB19-1268 be referred to the Committee of the Whole with favorable recommendation.

HB19-1269 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 13, strike "(5.5)(c), (18)(b)(I), and (18)(d);" and substitute "(5.5)(b), (5.5)(c), and (18)(b)(I);".

Page 5, strike lines 18 and 19 and substitute "DISORDERS, THE SERVICE CONTINUES TO BE A COVERED SERVICE UNTIL".

Page 5, line 24, strike "QUANTITATIVE AND".

Page 5, line 26, strike "(c)(4)(I)," and substitute "(c)(4),".

Page 6, strike line 2 and substitute "TO THE LIMITATIONS AND EXAMPLES LISTED IN 45 CFR 146.136 (c)(4)(ii) AND (c)(4)(iii), OR ANY"

Page 6, after line 7 insert:

"(B) COMPLY WITH THE FINANCIAL REQUIREMENTS AND QUANTITATIVE TREATMENT LIMITATIONS SPECIFIED IN 45 CFR 146.136 (c)(2) AND (c)(3), OR ANY SUCCESSOR REGULATION;".

Reletter succeeding sub-subparagraphs accordingly.

Page 6, strike lines 12 through 19.

Reletter succeeding sub-subparagraphs accordingly.

Page 7, line 2, strike "REIMBURSE" and substitute "IF A COVERED PERSON OBTAINS A COVERED SERVICE FROM A NONPARTICIPATING PROVIDER BECAUSE THE COVERED SERVICE IS NOT AVAILABLE WITHIN ESTABLISHED TIME AND DISTANCE STANDARDS, REIMBURSE".
Page 7, after line 8 insert:

"(b) The commissioner may adopt rules as necessary to ensure that this subsection (5.5) is implemented and administered in compliance with federal law AND SHALL ADOPT RULES TO ESTABLISH REASONABLE TIME PERIODS FOR VISITS WITH A PROVIDER FOR TREATMENT OF A BEHAVIORAL, MENTAL HEALTH, OR SUBSTANCE USE DISORDER AFTER AN INITIAL VISIT WITH A PROVIDER."

Page 8, strike lines 17 through 27.

Page 9, strike lines 1 through 3.

Page 9, line 22, after "MHPAEA." add "THE COMMISSIONER SHALL ADOPT RULES TO ESTABLISH THE PROCESS AND TIMELINE FOR CARRIERS TO DEMONSTRATE COMPLIANCE WITH THE MHPAEA IN ESTABLISHING THEIR RATES.".

Page 9, line 27, strike "ALL DENIALS OF" and substitute "UNLESS A DENIAL IS BASED ON NONPAYMENT OF PREMIUMS, A DENIAL OF".

Page 10, line 1, strike "REQUESTS FOR".

Page 10, line 3, after "DISORDERS" insert "UNDER A HEALTH BENEFIT PLAN".

Page 10, line 16, strike "CARRIER," and substitute "CARRIER AND FREE OF CHARGE,".

Page 11, lines 15 and 16, strike "FOR AN ANNUAL MENTAL WELLNESS CHECKUP THAT" and substitute "AND REIMBURSEMENT FOR BEHAVIORAL HEALTH SCREENINGS USING A VALIDATED SCREENING TOOL FOR BEHAVIORAL HEALTH, WHICH COVERAGE AND REIMBURSEMENT"

Page 11, line 17, after "COVERAGE" insert "AND REIMBURSEMENT".

Page 15, line 3, after "10-16-148" insert "and 10-16-149".

Page 15, line 9, strike "SHALL:" and substitute "SHALL, FOR PRESCRIPTION MEDICATIONS THAT ARE ON THE CARRIER’S FORMULARY:".

Page 15, line 14, strike "TO AUTHORIZING" and substitute "FOR".

Page 15, line 17, strike "ALL" and substitute "AT LEAST ONE" and strike "MEDICATIONS" and substitute "MEDICATION".

Page 16, after line 1 insert:

"10-16-149. Commissioner report - parity effects on premiums - repeal. (1) BY DECEMBER 1, 2022, THE COMMISSIONER SHALL SUBMIT A REPORT TO THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE AND THE HOUSE OF REPRESENTATIVES HEALTH AND INSURANCE COMMITTEE AND PUBLIC HEALTH CARE AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, REGARDING THE EFFECTS ON PREMIUMS RESULTING FROM CHANGES ENACTED BY HOUSE BILL 19-1269 IN
REQUIRED HEALTH CARE COVERAGE FOR THE PREVENTION OF, SCREENING FOR, AND TREATMENT OF BEHAVIORAL, MENTAL HEALTH, AND SUBSTANCE USE DISORDERS AND NETWORK ADEQUACY REQUIREMENTS FOR PROVIDING THOSE SERVICES PURSUANT TO SECTION 10-16-104 (5.5) AND (18)(b)(I) AND PRESCRIPTION DRUG FORMULARY REQUIREMENTS PURSUANT TO SECTION 10-16-148.

(2) THIS SECTION IS REPEALED, EFFECTIVE MARCH 1, 2023."

Page 17, line 4, strike "DAYS," and substitute "DAYS".

Page 17, line 10, strike "DIAGNOSIS, AND PROHIBIT" and substitute "SERVICE; AND"

(i) PROHIBIT".

Page 17, line 12, strike "DISORDER DIAGNOSIS" and substitute "DISORDER OR SUBSTANCE USE DISORDER DIAGNOSIS SOLELY".

Page 17, line 13, strike "ETIOLOGY; AND" and substitute "ETIOLOGY.".

Page 17, line 14 through 17.

Page 17, line 19, before "PUBLIC," insert "AND THE STATE DEPARTMENT'S REPORT REQUIRED BY SECTION 25.5-5-421 READILY AVAILABLE TO THE".

Page 17, line 25, strike "PROVIDERS;" and substitute "PROVIDERS WHEN NECESSARY;".

Page 18, line 27, strike "ANY" and substitute "A".

Page 19, line 1, after "BENEFITS" insert "FOR BEHAVIORAL HEALTH SERVICES THAT ARE COVERED UNDER THE MEDICAL ASSISTANCE PROGRAM".

Page 19, strike lines 9 through 27.

Renumber succeeding sections accordingly.

Page 20, after line 14 insert:

"(a) DATA THAT DEMONSTRATES PARITY COMPLIANCE FOR ADVERSE DETERMINATIONS REGARDING CLAIMS FOR BEHAVIORAL, MENTAL HEALTH, OR SUBSTANCE USE DISORDER SERVICES AND INCLUDES THE TOTAL NUMBER OF ADVERSE DETERMINATIONS FOR SUCH CLAIMS;".

Reletter succeeding paragraphs accordingly.

Page 21, line 4, strike "(1)(a)" and substitute "(1)(b)".

Page 21, line 6, strike "(1)(b)" and substitute "(1)(c)".

Page 21, line 18, strike "(1)(c)" and substitute "(1)(d)".

Page 22, line 24, strike "CONVENE A COMMITTEE OF" and substitute "SEEK INPUT FROM".

Page 22, lines 24 and 25, strike "THAT INCLUDES MEMBERS WITH" and substitute "WHO MAY HAVE".
Page 22, line 27, strike the first "AND" and substitute "OR".

Page 23, strike lines 1 and 2 and substitute "THE INPUT RECEIVED IN CONDUCTING THE ANALYSES AND DEVELOPING".

**SB19-178** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 14, line 26, strike "AGE OR," and substitute "AGE; EXCEPT THAT,".

Page 15, lines 1 and 2, strike "SIGNIFICANT DEVELOPMENTAL, GENETIC, MEDICAL, EMOTIONAL, OR OTHER MENTAL HEALTH CONDITION" and substitute "MENTAL OR PHYSICAL HANDICAP".

Page 15, line 3, after "ASSISTANCE," insert "THE PAYMENT OF SUBSIDIES SHALL CONTINUE UNTIL".

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**PRINTING REPORT**

The Chief Clerk reports the following bills have been correctly printed: **HB19-1313, 1314**.

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**DELIVERY OF BILLS TO GOVERNOR**

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB19-1029, 1038, 1069, 1086, 1150, 1166** at 10:05 a.m. on April 8, 2019.

_____________

**MESSAGE FROM THE SENATE**

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: **SB19-200, SB19-170** Amended in Special Orders as printed in Senate Journal, April 5, 2019.

**HB19-1207** Amended in Special Orders as printed in Senate Journal, April 5, 2019.

The Senate has passed on Third Reading and returns herewith: **HB19-1087, 1238, 1206, 1225, and 1213**.

The Senate has voted to concur in House Amendments to SB19-091 and the bill has been repassed as amended.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-200.
without comment, as amended, HB19-1207.
without comment, as amended, SB19-170.

House in recess. House reconvened.

INTRODUCTION OF BILLS
First Reading

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

HB19-1315 by Representative(s) Gonzales-Gutierrez and Michaelson Jenet, Benavidez, Herod, Soper; also Senator(s) Gonzales--Concerning the admissibility of statements by a juvenile.
Committee on Judiciary

Committee on State, Veterans, & Military Affairs

HB19-1317 by Representative(s) Kennedy and Weissman, Coleman, Duran; also Senator(s) Court--Concerning the creation of a refundable income tax credit for qualifying seniors that replaces the senior property tax exemption, and, in connection therewith, enacting the "Senior Housing Security Act of 2019".
Committee on State, Veterans, & Military Affairs

HB19-1318 by Representative(s) Weissman, Kennedy; also Senator(s) Bridges and Foote--Concerning increased transparency of money in elections consistent with the first amendment to the United States constitution.
Committee on State, Veterans, & Military Affairs

HB19-1319 by Representative(s) Bird and McKean; also Senator(s) Winter and Hisey--Concerning incentives to assist land developers in providing affordable housing statewide; and, in connection therewith, supplementing the centralized inventory of state-owned real property to assist the public in identifying nondeveloped land owned by the state that
could be developed for affordable housing purposes and making modifications to the administration of an existing property tax exemption that applies to certain affordable housing developments.

Committee on Finance

SB19-170 by Senator(s) Rodriguez and Tate, Court, Donovan, Fenberg, Fields, Gonzales, Lundeen, Marble, Moreno, Priola, Scott, Smallwood, Todd, Williams A.; also Representative(s) Herod and Soper, Benavidez, Cutter, Gonzales-Gutierrez, Hooton, McLachlan, Melton, Singer, Weissman--Concerning an inquiry into a college applicant's nonacademic conduct prior to admission.

Committee on Education

SB19-200 by Senator(s) Gonzales, Sonnenberg; also Representative(s) Valdez A.--Concerning an exception to the prohibition on removing an alcohol beverage from a premises licensed to serve alcohol beverages at the national western center.

Committee on State, Veterans, & Military Affairs

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

SJR19-008 by Senator(s) Lundeen, Gardner, Hill, Hisey, Lee; also Representative(s) Carver, Geitner, Liston, Sandridge, Williams D.--Concerning the recognition of the 35th Space Symposium and celebrating the premier international space policy and program forum.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on April 9, 2019: HB19-1268.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 9, retaining place on Calendar:

Consideration of General Orders--HB19-1076, 1227.
Consideration of Resolution(s)--HR19-1005.
On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 9, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Father John Nugent, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Kaylin Kaczmarek, Chaparral High School, Parker.

The roll was called with the following result:

Present--62.
Excused--Representative(s) Lewis, Mullica, Titone--3.

Present after roll call--Representative(s) Mullica, Titone.

The Speaker declared a quorum present.

On motion of Representative McCluskie, the House Journal of April 8, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1124 be referred to the Committee of the Whole with favorable recommendation.

HB19-1239 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Page 13, after line 5 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $6,000,000 is appropriated to the department of local affairs for use by the division of local government. This appropriation is from the general
fund. To implement this act, the division may use this appropriation for the 2020 census outreach grant program.”.

Renumber succeeding section accordingly.

Page 1, line 103, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.”.

HB19-1248 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the State, Veterans, and Military Affairs Committee Report, date March 26, 2019, page 2, after line 17 insert:

"SECTION 5. Appropriation. For the 2019-20 state fiscal year, $38,160 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation for personal services.”.

Renumber succeeding sections accordingly.

Page 2 of the report, after line 25 insert:

"Page 1 of the bill, line 103, strike "OFFICIALS." and substitute "OFFICIALS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

HB19-1253 be referred to the Committee of the Whole with favorable recommendation.

HB19-1257 be referred to the Committee of the Whole with favorable recommendation.

HB19-1258 be referred to the Committee of the Whole with favorable recommendation.

HB19-1259 be referred to the Committee of the Whole with favorable recommendation.

HB19-1261 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 10, after line 19 insert:
"SECTION 4. Appropriation. (1) For the 2019-20 state fiscal year, $281,588 is appropriated to the department of public health and environment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:
   (a) $188,321 for use by the air pollution control division for program costs, which amount is based on an assumption that the division will require an additional 2.0 FTE; and
   (b) $93,267 for the purchase of legal services.
(2) For the 2019-20 state fiscal year, $93,267 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of public health and environment under subsection (1)(b) 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 public health and environment."

Renumber succeeding section accordingly.

Page 1, line 103, strike "GOALS." and substitute "GOALS AND MAKING AN APPROPRIATION."

HB19-1266 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 6, after line 8 insert:

"SECTION 6. Appropriation. For the 2019-20 state fiscal year, $16,960 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation for personal services."

Renumber succeeding sections accordingly.

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

SB19-063 be referred to the Committee of the Whole with favorable recommendation.

SB19-064 be referred to the Committee of the Whole with favorable recommendation.

SB19-065 be referred to the Committee of the Whole with favorable recommendation.
SB19-090  be referred to the Committee of the Whole with favorable recommendation.

SB19-139  be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1267, 1227, SB19-168, HB19-1268, 1248, 1253, 1259, SB19-063, 065, 090, HB19-1266 were made Special Orders on April 9, 2019, at 9:20 a.m.

The hour of 9:20 a.m., having arrived, on motion of Representative Gonzales-Gutierrez, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1267  by Representative(s) Singer and Froelich, Buckner, Esgar, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Melton, Michaelson Jenet, Mullica, Sirota, Sullivan, Jaquez Lewis; also Senator(s) Danielson and Rodriguez, Gonzales--Concerning criminal offenses for failure to pay wages, and, in connection therewith, implementing recommendations from the Colorado human trafficking council.

Amendment No. 1, Judiciary Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.

Amendment No. 2, by Representative(s) Singer.

Amend the Judiciary Committee Report, dated April 2, 2019, page 1, strike lines 11 through 13 and substitute:
"Page 4, strike lines 19 through 27 and substitute:
"(6) "Employer" means every person, firm, partnership, association, corporation, migratory field labor contractor or crew leader, receiver, or other officer of court in Colorado, and any agent or officer thereof, of the above mentioned classes, employing any person in Colorado; HAS THE SAME MEANING AS SET FORTH IN THE FEDERAL "FAIR LABOR STANDARDS ACT", 29 U.S.C. SEC. 203 (d), AND INCLUDES A FOREIGN LABOR CONTRACTOR AND A MIGRATORY FIELD LABOR CONTRACTOR OR CREW LEADER; except that the provisions of this article shall ARTICLE 4 DO not apply to the state or its agencies or entities,
counties, cities and counties, municipal corporations, quasi-municipal
corporations, school districts, and irrigation, reservoir, or drainage
conservation companies or districts organized and existing under the
laws of Colorado."

Page 5, strike lines 1 through 5.".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1227  by Representative(s) Benavidez--Concerning a
requirement that the department of personnel create a
prevailing wage working group to determine the
appropriate manner in which to implement a prevailing
wage requirement for state contracts.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-168  by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez;
also Representative(s) Weissman and Herod, Snyder,
Soper, Van Winkle--Concerning implementation of
recommendations of the committee on legal services in
connection with legislative review of rules of state
agencies.

Laid over until April 10, retaining place on Calendar.

HB19-1268  by Representative(s) Singer and Van Winkle; also
Senator(s) Todd and Hisey--Concerning a requirement that
a referral agency make disclosures to a prospective
resident of an assisted living residence.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

HB19-1248  by Representative(s) Weissman and Cutter--Concerning
measures to promote transparency about the activities of
persons lobbying state government officials.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
March 26, 2019, and placed in member's bill file; Report also printed in

Amendment No. 2, Appropriations Report, dated April 9, 2019, and
placed in member's bill file; Report also printed in House Journal, April
9, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.
HB19-1259  by Representative(s) Roberts and Pelton; also Senator(s)
Donovan--Concerning support for species conservation
trust fund projects, and, in connection therewith, making
transfers to and appropriations from the species
conservation trust fund for purposes recommended by the
department of natural resources.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-063  by Senator(s) Priola and Story; also Representative(s)
Buentello and Valdez A.--Concerning a strategic action
plan to address infant and family child care home
shortages in Colorado.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-065  by Senator(s) Garcia; also Representative(s) Exum--
Concerning the creation of a peer health assistance
program for emergency medical service providers, and, in
connection therewith, making an appropriation.

Amendment No. 1, Public Health Care & Human Services Report, dated
March 20, 2019, and placed in member's bill file; Report also printed in

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-090  by Senator(s) Scott, Donovan; also Representative(s)
Gray--Concerning the operation of peer-to-peer motor
vehicle sharing businesses.

Amendment No. 1, Transportation & Local Government Report, dated
February 27, 2019, and placed in member's bill file; Report also printed

Amendment No. 2, by Representative(s) Gray.

Amend the Transportation and Local Government Committee Report,
dated March 27, 2019, page 4, line 15, strike "CONTRACT" and substitute
"FACILITATE, PROMOTE, OR OTHERWISE CONTRACT".

Page 4, line 17, strike "TO TRANSPORT" and substitute "FOR USE BY".

Page 4, line 19, strike "TO TRANSPORT" and substitute "FOR USE BY".

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

HB19-1266  by Representative(s) Herod; also Senator(s) Fenberg--
Concerning the voting rights of persons serving a sentence
of parole.
Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.

Amendment No. 2, Appropriations Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 9, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1253 by Representative(s) Landgraf and Buckner--Concerning a prohibition on discrimination against a living organ donor in certain insurance policies.

Amendment No. 1, Health & Insurance Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Van Winkle and Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee not adopting the following Van Winkle amendment, to HB 19-1227, to show that said amendment passed, and that HB 19-1227, as amended, passed.

Amend printed bill, page 4, strike lines 4 through 6 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.
SB19-144  by Senator(s) Zenzinger; also Representative(s) Roberts--
Concerning allowing a driver of a motorcycle to proceed
past a malfunctioning traffic control signal.

As shown by the following roll call vote, a majority of all members
elected to the House voted in the affirmative, and Representative Roberts
was given permission to offer a Third Reading amendment:

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Speaker Y

Third Reading amendment No. 1, by Representative Roberts.

Amend revised bill, page 2, strike lines 5 and 6 and substitute
"(1)(a) Whenever a driver approaches an intersection and faces a
traffic".

Page 2, strike lines 14 and 15 and substitute:

"(b) In the event that any traffic control signal at a place other
than an".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

| Co-sponsor(s) added: Representative(s) Baisley, Benavidez, Bockenfeld, Buentello, Gray, Hansen, Humphrey, Liston, Ransom, Saine, Soper, Titone, Van Winkle |
|---|---|---|---|---|---|
| HB19-1189 by Representative(s) Gray and Valdez A.; also Senator(s) Bridges and Fields--Concerning wage garnishment reform, and, in connection therewith, reducing disposable earnings by health insurance premiums, reducing the amount that is subject to garnishment, and providing more detailed information to the judgment debtor regarding garnishment. | The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed. |

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| Carver Y Humphrey Y Mullica Y Valdez D. Y |
| Catlin Y Jackson Y Neville Y Van Winkle Y |
| Coleman Y Jaquez Lewis Y Pelton Y Weissman Y |
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| Speaker Y |

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| Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y |
| Carver N Humphrey N Mullica Y Valdez D. Y |
APPORNTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

**SB19-207** --Representatives Esgar, Chairman, Hansen and Ransom

**SB19-208** --Representatives Esgar, Chairman, Hansen and Ransom

**SB19-214** ---Representatives Esgar, Chairman, Hansen and Ransom

CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Esgar moved that the First Conference Committee on SB19-207 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by *viva voce* vote.

Representative Esgar moved that the First Conference Committee on SB19-208 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by *viva voce* vote.

Representative Esgar moved that the First Conference Committee on SB19-214 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by *viva voce* vote.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 10, retaining place on Calendar:

consideration of General Order(s)--**HB19-1076**.

Consideration of Resolution(s)--**HR19-1005**, **HJR19-1012**, **1013**, **SJR19-008**.

Consideration of Senate Amendment(s)--**HB19-1207**.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

HB19-1272 be referred to the Committee of the Whole with favorable recommendation.

HB19-1292 be referred favorably to the Committee on Appropriations.

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1229 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the State, Veterans, & Military Affairs Committee Report, dated March 21, 2019, page 1, after line 4 insert:
"Page 7, line 25, strike "(1);" and substitute "(1).".".

Page 1 of the report, before line 7 insert:
"Page 17, after line 26 insert:
	"Section 6. Act subject to petition - effective date.
(1) Except as otherwise provided in subsection (2) of this section, this act takes effect July 1, 2021; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Renumber succeeding subsection accordingly.".
(2) Section 5 of this act takes effect only if Senate Bill 19-088 does not become law.".

Strike page 27.".

HB19-1230 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Strike the Business Affairs and Labor Committee Report, dated March 27, 2019, and substitute:

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

"SECTION 1. In Colorado Revised Statutes, 44-12-103, amend (24); and add (13.5) and (21.4) as follows:

44-12-103. Definitions. As used in this article 12, unless the context otherwise requires:

(13.5) "MARIJUANA HOSPITALITY ESTABLISHMENT" MEANS A FACILITY, WHICH MAY BE MOBILE, LICENSED TO PERMIT THE CONSUMPTION OF MARIJUANA PURSUANT TO THIS ARTICLE 12; RULES PROMULGATED PURSUANT TO THIS ARTICLE 12; AND THE PROVISIONS OF AN ENACTED, INITIATED, OR REFERRED ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES.

(21.4) "RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT" MEANS A FACILITY, WHICH CANNOT BE MOBILE, LICENSED TO PERMIT THE CONSUMPTION OF ONLY THE RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IT HAS SOLD PURSUANT TO THE PROVISIONS OF AN ENACTED, INITIATED, OR REFERRED ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES.

(24) "Retail marijuana establishment" means a retail marijuana store, a retail marijuana cultivation facility, a retail marijuana products manufacturer, A MARIJUANA HOSPITALITY ESTABLISHMENT, A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT, or a retail marijuana testing facility.

SECTION 2. In Colorado Revised Statutes, 44-12-202, amend (1) introductory portion and (2)(a); and add (3)(a)(XXV) and (3)(a)(XXVI) as follows:

44-12-202. Powers and duties of state licensing authority - rules. (1) To ensure that no marijuana grown or processed by a retail marijuana establishment is sold or otherwise transferred except by a retail marijuana store, A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT, or as authorized by law, the state licensing authority shall develop and maintain a seed-to-sale tracking system that tracks retail marijuana from either seed or immature plant stage until the marijuana or retail marijuana product is sold to a customer at a retail marijuana store OR TO A PATRON AT A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT; except that retail marijuana or retail marijuana product is products are no longer subject to the tracking system once the retail marijuana has been:

(2) The state licensing authority has the authority to:
(a) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, HOSPITALITY, and testing of retail marijuana and retail marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses, whether active, expired, or surrendered, upon a violation of this article 12 or any rule promulgated pursuant to this article 12; and impose any penalty authorized by this article 12 or any rule promulgated pursuant to this article 12. The state licensing authority may take any action with respect to a registration pursuant to this article 12 as it may with respect to a license pursuant to this article 12, in accordance with the procedures established pursuant to this article 12.

(3) (a) Rules promulgated pursuant to subsection (2)(b) of this section must include, but need not be limited to, the following subjects:

(XXV) THE IMPLEMENTATION OF MARIJUANA HOSPITALITY AND RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSES, INCLUDING BUT NOT LIMITED TO:

(A) GENERAL INSURANCE LIABILITY REQUIREMENTS;

(B) A SALES LIMIT PER TRANSACTION FOR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS THAT MAY BE SOLD TO A PATRON OF A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT; EXCEPT THAT THE SALES LIMIT ESTABLISHED BY THE STATE LICENSING AUTHORITY MUST NOT BE AN AMOUNT LESS THAN ONE GRAM OF RETAIL MARIJUANA FLOWER, ONE-QUARTER OF ONE GRAM OF RETAIL MARIJUANA CONCENTRATE, OR A RETAIL MARIJUANA PRODUCT CONTAINING NOT MORE THAN TEN MILLIGRAMS OF ACTIVE THC;

(C) RESTRICTIONS ON THE TYPE OF ANY RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCT AUTHORIZED TO BE SOLD INCLUDING THAT THE MARIJUANA OR PRODUCT BE MEANT FOR CONSUMPTION IN THE LICENSED PREMISES OF THE ESTABLISHMENT;

(D) PROHIBITIONS ON ACTIVITY THAT WOULD REQUIRE ADDITIONAL LICENSURE ON THE LICENSED PREMISES, INCLUDING BUT NOT LIMITED TO SALES, MANUFACTURING, OR CULTIVATION ACTIVITY;

(E) REQUIREMENTS FOR MARIJUANA HOSPITALITY ESTABLISHMENTS AND RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENTS OPERATING PURSUANT TO SECTION 44-12-408 OR 44-12-409 IN A RETAIL FOOD ESTABLISHMENT;

(F) REQUIREMENTS FOR MARIJUANA HOSPITALITY ESTABLISHMENTS AND RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSEES TO DESTROY ANY UNCONSUMED MARIJUANA OR MARIJUANA PRODUCTS LEFT BEHIND BY A PATRON; AND

(G) RULES TO ENSURE COMPLIANCE WITH SECTION 42-4-1305.5;

(XXVI) FOR MARIJUANA HOSPITALITY ESTABLISHMENTS THAT ARE MOBILE, REGULATIONS INCLUDING BUT NOT LIMITED TO:

(A) REGISTRATION OF VEHICLES AND PROPER DESIGNATION OF VEHICLES USED AS MOBILE LICENSED PREMISES;

(B) SURVEILLANCE CAMERAS INSIDE THE VEHICLES;

(C) GLOBAL POSITIONING SYSTEM TRACKING AND ROUTE LOGGING IN AN ESTABLISHED ROUTE MANIFEST SYSTEM;

(D) COMPLIANCE WITH SECTION 42-4-1305.5;

(E) ENSURING ACTIVITY IS NOT VISIBLE OUTSIDE OF THE VEHICLE; AND

(F) PROPER VENTILATION WITHIN THE VEHICLE.

SECTION 3. In Colorado Revised Statutes, 44-12-401, amend (1)(f); and add (1)(h) and (1)(i) as follows:

44-12-401. Classes of licenses. (1) For the purpose of regulating the cultivation, manufacture, distribution, sale, and testing of retail
marijuana and retail marijuana products, the state licensing authority in
its discretion, upon receipt of an application in the prescribed form, may
issue and grant to the applicant a license from any of the following
classes, subject to the provisions and restrictions provided by this article
12:

(f) Retail marijuana transporter license; and
(h) MARIJUANA HOSPITALITY ESTABLISHMENT LICENSE; AND
(i) RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
LICENSE.

SECTION 4. In Colorado Revised Statutes, 44-12-402, add
(2)(c) as follows:

44-12-402. Retail marijuana store license - definition. (2) (c) A
RETAIL MARIJUANA STORE MAY SELL RETAIL MARIJUANA AND RETAIL
MARIJUANA PRODUCTS TO A RETAIL MARIJUANA HOSPITALITY AND SALES
ESTABLISHMENT LICENSEE.

SECTION 5. In Colorado Revised Statutes, 44-12-403, amend
(1) as follows:

44-12-403. Retail marijuana cultivation facility license - rules
- definitions. (1) A retail marijuana cultivation facility license may be
issued only to a person who cultivates retail marijuana for sale and
distribution to licensed retail marijuana stores, retail marijuana products
manufacturing licensees, RETAIL MARIJUANA HOSPITALITY AND SALES
ESTABLISHMENT LICENSEES, or other retail marijuana cultivation facilities.

SECTION 6. In Colorado Revised Statutes, 44-12-404, add
(1)(e) as follows:

44-12-404. Retail marijuana products manufacturing license
- rules - definitions. (1) (e) A RETAIL MARIJUANA PRODUCTS
MANUFACTURER MAY SELL RETAIL MARIJUANA AND RETAIL MARIJUANA
PRODUCTS TO A RETAIL MARIJUANA HOSPITALITY AND SALES
ESTABLISHMENT.

SECTION 7. In Colorado Revised Statutes, add 44-12-408 and
44-12-409 as follows:

44-12-408. Marijuana hospitality establishment license - rules
- definition. (1) (a) ON AND AFTER JANUARY 1, 2020, THE STATE
LICENSING AUTHORITY MAY ISSUE A MARIJUANA HOSPITALITY
ESTABLISHMENT LICENSE AUTHORIZING THE LICENSEE TO OPERATE A
LICENSED PREMISES IN WHICH MARIJUANA MAY BE CONSUMED PURSUANT
TO THIS ARTICLE 12, RULES PROMULGATED PURSUANT TO THIS ARTICLE 12,
AND THE PROVISIONS OF THE ORDINANCE OR RESOLUTION OF THE LOCAL
JURISDICTION IN WHICH THE LICENSEE OPERATES.

(b) SUBJECT TO PROVISIONS OF THIS ARTICLE 12 AND THE
ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE
LICENSEE OPERATES, A RETAIL FOOD ESTABLISHMENT AS DEFINED IN
SECTION 25-4-1602 (14), MAY APPLY FOR A LICENSE TO OPERATE A
MARIJUANA HOSPITALITY ESTABLISHMENT IN AN ISOLATED PORTION OF
THE PREMISES OF THE RETAIL FOOD ESTABLISHMENT. A RETAIL FOOD
ESTABLISHMENT OPERATING A MARIJUANA HOSPITALITY ESTABLISHMENT
PURSUANT TO THIS SUBSECTION (1)(b) IS SUBJECT TO THE TERMS AND
CONDITIONS OF ARTICLE 4 OF TITLE 25 AND THE RULES PROMULGATED
PURSUANT TO THAT ARTICLE INCLUDING BUT NOT LIMITED TO LICENSURE
REQUIREMENTS AND INSPECTION AND ENFORCEMENT AUTHORITY OF THE
COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT. THIS
SUBSECTION (1)(b) DOES NOT AUTHORIZE THE MARIJUANA HOSPITALITY
ESTABLISHMENT TO ENGAGE IN THE MANUFACTURE OF MEDICAL
MARIJUANA-INFUSED PRODUCTS OR RETAIL MARIJUANA PRODUCTS OR TO
ADD MARIJUANA TO FOODS PRODUCED OR PROVIDED AT THE RETAIL FOOD
ESTABLISHMENT.

(2) (a) A LOCAL JURISDICATION MAY AUTHORIZE THE OPERATION OF
MARIJUANA HOSPITALITY ESTABLISHMENTS WITHIN ITS JURISDICTION
THROUGH THE ENACTMENT OF AN ORDINANCE OR THROUGH A REFERRED
OR INITIATED MEASURE. IF A COUNTY OR CITY AND COUNTY ACTS
THROUGH AN INITIATED MEASURE, THE PROONENTS SHALL SUBMIT A
PETITION SIGNED BY NOT LESS THAN FIFTEEN PERCENT OF THE REGISTERED
ELECTORS IN THE COUNTY OR CITY AND COUNTY.

(b) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY
AUTHORIZES THE OPERATION OF MARIJUANA HOSPITALITY
ESTABLISHMENTS, IT MAY ADOPT AN APPROVAL REQUIREMENT THAT
COMPLIES WITH THE REQUIREMENTS OF THIS ARTICLE 12. THE
MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY MAY REQUIRE
ADDITIONAL OR MORE STRINGENT REQUIREMENTS THAN THOSE PROVIDED
IN THIS SECTION.

(c) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY HAS
IN EFFECT AS OF THE EFFECTIVE DATE OF THIS SECTION AN ORDINANCE OR
RESOLUTION RELATED TO CONSUMPTION OF MARIJUANA, NOTHING IN THIS
SECTION restricts the enforcement of that ordinance or
resolution, and the local jurisdiction may, by ordinance or
resolution, require a business operating as a place for on-site
marijuana consumption to be licensed pursuant to this section.

(3) (a) (I) Applications for a license pursuant to this
section must be made to the state licensing authority on forms
prepared and furnished by the state licensing authority and
must set forth such information as the state licensing authority
may require to enable the state licensing authority to
determine whether a state license should be granted. The
information must include the name and address of the applicant
and any other information requested by the state licensing
authority. Each application must be verified by the oath or
affirmation of such person or persons as the state licensing
authority may prescribe. The state license is conditioned upon
local licensing authority approval.

(II) An applicant is prohibited from operating a marijuana
hospitality establishment without state and local licensing
authority approval; except that a business operating a location
before December 31, 2019, at which the consumption of marijuana
is permitted pursuant to a local ordinance or resolution, may
continue to operate until a state license is approved or denied
if the business applies for a license under this section on or
before December 31, 2019. Beginning January 1, 2020, any such
business that has not applied for a state license shall cease
operation.

(III) If a marijuana hospitality license is denied by the
state, the business shall immediately cease operations for which
a marijuana hospitality license is required pursuant to this
article 12. If the applicant does not receive local licensing
authority approval within one year after the date of state
licensing authority approval, the state license expires and may
not be renewed. If an application is denied by the local licensing
authority or the approval of the local licensing authority is
revoked, the state licensing authority shall revoke the
state-issued license.
(b) The state licensing authority shall deny a state license for the reasons set forth in subsection (3)(a) of this section if the licensed premises in which the applicant proposes to conduct its business does not meet the requirements of this article 12. The state licensing authority may deny a license renewal or reinstatement or an initial endorsement for good cause. For purposes of this subsection (3)(b), "good cause" means:

(I) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of this article 12; any rules promulgated pursuant to this article 12; or any supplemental local law, rules, or regulations;

(II) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license pursuant to an order of the state or local licensing authority; or

(III) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

(c) A marijuana hospitality establishment license is valid for a period to be established by rule of the state licensing authority, but for no longer than one year, and the license may be renewed. The state licensing authority shall establish by rule the amount of the application fee and renewal fee for the license.

(d) The state licensing authority shall maintain a list of all marijuana hospitality establishments in the state and shall make the list available on its website.

(4) A marijuana hospitality establishment shall not:

(a) Engage in or permit the sale or exchange for remuneration of retail or medical marijuana, retail marijuana products, or medical marijuana-infused products in the licensed premises;

(b) Allow on-duty employees of the establishment to consume any marijuana in the licensed premises of the establishment;

(c) Distribute or allow distribution of free samples of marijuana in the licensed premises of the establishment;

(d) Allow the smoking of tobacco or tobacco products in the licensed premises of the establishment;

(e) Allow the use of any device using any liquid petroleum gas, a butane torch, a butane lighter, or matches in the licensed premises if prohibited by local ordinance or resolution;

(f) Allow any activity that would require an additional license under this article 12 in the licensed premises of the establishment, including but not limited to sales, manufacturing, or cultivation;

(g) Knowingly permit any activity or acts of disorderly conduct as described in section 18-9-106;

(h) Permit the use or consumption of marijuana by a patron who displays any visible signs of intoxication;

(i) Permit rowdiness, undue noise, or other disturbances or activity offensive to the average citizen or to the residents of the neighborhood in which the licensed premises is located; or

(j) Admit into the licensed premises of the establishment
ANY PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE.

(5) A MARIJUANA HOSPITALITY ESTABLISHMENT SHALL:
(a) OPERATE THE ESTABLISHMENT IN A DECENT, ORDERLY, AND RESPECTABLE MANNER;
(b) REQUIRE ALL EMPLOYEES OF THE ESTABLISHMENT TO SUCCESSFULLY COMPLETE AN ANNUAL RESPONSIBLE VENDOR TRAINING PROGRAM AUTHORIZED PURSUANT TO SECTION 44-11-1101;
(c) ENSURE THAT THE DISPLAY AND CONSUMPTION OF ANY MARIJUANA IS NOT VISIBLE FROM OUTSIDE OF THE LICENSED PREMISES OF THE ESTABLISHMENT;
(d) EDUCATE CONSUMERS OF MARIJUANA BY PROVIDING INFORMATIONAL MATERIALS REGARDING THE SAFE CONSUMPTION OF MARIJUANA. THE MATERIALS MUST BE BASED ON THE REQUIREMENTS ESTABLISHED BY THE MARIJUANA EDUCATIONAL OVERSIGHT COMMITTEE, ESTABLISHED PURSUANT TO SECTION 24-20-112 (4), AND ON THE RELEVANT RESEARCH FROM THE PANEL OF HEALTH CARE PROFESSIONALS APPOINTED PURSUANT TO SECTION 25-1.5-110. NOTHING IN THIS SUBSECTION (5)(d) PROHIBITS A LOCAL JURISDICTION FROM ADOPTING ADDITIONAL REQUIREMENTS FOR EDUCATION ON SAFE CONSUMPTION.
(e) MAINTAIN A RECORD OF ALL EDUCATIONAL MATERIALS REQUIRED BY SUBSECTION (5)(d) OF THIS SECTION IN THE LICENSED PREMISES FOR INSPECTION BY STATE AND LOCAL LICENSING AUTHORITIES AND LAW ENFORCEMENT; AND
(f) IF AN EMERGENCY REQUIRES LAW ENFORCEMENT, FIREFIGHTERS, EMERGENCY MEDICAL SERVICE PROVIDERS, OR OTHER PUBLIC SAFETY PERSONNEL TO ENTER A MARIJUANA HOSPITALITY ESTABLISHMENT, ENSURE THAT ALL EMPLOYEES AND PATRONS OF THE ESTABLISHMENT CEASE ALL CONSUMPTION AND OTHER ACTIVITIES UNTIL SUCH PERSONNEL HAVE COMPLETED THEIR INVESTIGATION OR SERVICES AND HAVE LEFT THE LICENSED PREMISES.

(6) A MARIJUANA HOSPITALITY ESTABLISHMENT AND ITS EMPLOYEES MAY REMOVE AN INDIVIDUAL FROM THE ESTABLISHMENT FOR ANY REASON, INCLUDING A PATRON WHO DISPLAYS ANY VISIBLE SIGNS OF INTOXICATION.

44-12-409. Retail marijuana hospitality and sales establishment license - rules - definition. (1) (a) ON AND AFTER JANUARY 1, 2020, THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSE AUTHORIZING THE LICENSEE TO OPERATE A LICENSED PREMISES IN WHICH MARIJUANA MAY BE SOLD AND CONSUMED PURSUANT TO THIS ARTICLE 12, RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, AND THE PROVISIONS OF THE ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES.
(b) SUBJECT TO PROVISIONS OF THIS ARTICLE 12 AND THE ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES, A RETAIL FOOD ESTABLISHMENT AS DEFINED IN SECTION 25-4-1602 (14) MAY APPLY FOR A LICENSE TO OPERATE A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT IN AN ISOLATED PORTION OF THE PREMISES OF THE RETAIL FOOD ESTABLISHMENT. A RETAIL FOOD ESTABLISHMENT OPERATING A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT PURSUANT TO THIS SUBSECTION (1)(b) IS SUBJECT TO THE TERMS AND CONDITIONS OF ARTICLE 4 OF TITLE 25 AND THE RULES PROMULGATED PURSUANT TO THAT ARTICLE INCLUDING BUT NOT LIMITED TO LICENSURE REQUIREMENTS AND INSPECTION AND ENFORCEMENT AUTHORITY OF THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND
ENVIRONMENT. THIS SUBSECTION (1)(b) DOES NOT AUTHORIZE THE RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT TO ENGAGE IN THE MANUFACTURE OF MEDICAL MARIJUANA-INFUSED PRODUCTS OR RETAIL MARIJUANA PRODUCTS OR TO ADD MARIJUANA TO FOODS PRODUCED OR PROVIDED AT THE RETAIL FOOD ESTABLISHMENT.

(2) (a) A LOCAL JURISDICTION MAY AUTHORIZE THE OPERATION OF RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENTS WITHIN ITS JURISDICTION THROUGH THE ENACTMENT OF AN ORDINANCE OR THROUGH A REFERRED OR INITIATED MEASURE. IF A COUNTY OR CITY AND COUNTY ACTS THROUGH AN INITIATED MEASURE, THE PROONENTS SHALL SUBMIT A PETITION SIGNED BY NOT LESS THAN FIFTEEN PERCENT OF THE REGISTERED ELECTORS IN THE COUNTY OR CITY AND COUNTY.

(b) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY AUTHORIZES THE OPERATION OF RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENTS, IT MAY ADOPT AN APPROVAL REQUIREMENT THAT COMPLIES WITH THE REQUIREMENTS OF THIS ARTICLE 12. THE MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY MAY REQUIRE ADDITIONAL OR MORE STRINGENT REQUIREMENTS THAN THOSE PROVIDED IN THIS SECTION.

(3) (a) APPLICATIONS FOR A LICENSE PURSUANT TO THIS SECTION MUST BE MADE TO THE STATE LICENSING AUTHORITY ON FORMS PREPARED AND FURNISHED BY THE STATE LICENSING AUTHORITY AND MUST SET FORTH SUCH INFORMATION AS THE STATE LICENSING AUTHORITY MAY REQUIRE TO ENABLE THE STATE LICENSING AUTHORITY TO DETERMINE WHETHER A STATE LICENSE SHOULD BE GRANTED. THE INFORMATION MUST INCLUDE THE NAME AND ADDRESS OF THE APPLICANT AND ANY OTHER INFORMATION REQUESTED BY THE STATE LICENSING AUTHORITY. EACH APPLICATION MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF SUCH PERSON OR PERSONS AS THE STATE LICENSING AUTHORITY MAY PRESCRIBE. THE STATE LICENSE IS CONDITIONED UPON LOCAL LICENSING AUTHORITY APPROVAL. AN APPLICANT IS PROHIBITED FROM OPERATING A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT WITHOUT STATE AND LOCAL LICENSING AUTHORITY APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL LICENSING AUTHORITY APPROVAL WITHIN ONE YEAR AFTER THE DATE OF STATE LICENSING AUTHORITY APPROVAL, THE STATE LICENSE EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY OR THE APPROVAL OF THE LOCAL LICENSING AUTHORITY IS REVOKED, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED LICENSE.

(b) THE STATE LICENSING AUTHORITY SHALL DENY A STATE LICENSE FOR THE REASONS SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION IF THE LICENSED PREMISES IN WHICH THE APPLICANT PROPOSES TO CONDUCT ITS BUSINESS DOES NOT MEET THE REQUIREMENTS OF THIS ARTICLE 12. THE STATE LICENSING AUTHORITY MAY DENY A LICENSE RENEWAL OR REINSTATEMENT OR AN INITIAL ENDORSEMENT FOR GOOD CAUSE. FOR PURPOSES OF THIS SUBSECTION (3)(b), "GOOD CAUSE" MEANS:

(I) THE LICENSEE OR APPLICANT HAS VIOLATED, DOES NOT MEET, OR HAS FAILED TO COMPLY WITH ANY OF THE TERMS, CONDITIONS, OR PROVISIONS OF THIS ARTICLE 12; ANY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12; OR ANY SUPPLEMENTAL LOCAL LAW, RULES, OR REGULATIONS;

(II) THE LICENSEE OR APPLICANT HAS FAILED TO COMPLY WITH ANY SPECIAL TERMS OR CONDITIONS THAT WERE PLACED ON ITS LICENSE PURSUANT TO AN ORDER OF THE STATE OR LOCAL LICENSING AUTHORITY; OR
(III) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

(c) A retail marijuana hospitality and sales establishment license is valid for a period to be established by rule of the state licensing authority, but no longer than one year, and the license may be renewed. The state licensing authority shall establish by rule the amount of the application fee and renewal fee for the license.

(d) The state licensing authority shall maintain a list of all retail marijuana hospitality and sales establishments in the state and shall make the list available on its website.

(4) A retail marijuana hospitality and sales establishment licensee shall not:

(a) Engage in multiple sales transactions to the same patron during the same business day when the establishment’s employee knows or reasonably should have known that the sales transaction would result in the patron possessing more than the sales limit established by the state licensing authority;

(b) Allow on-duty employees of the establishment to consume any marijuana in the licensed premises;

(c) Distribute or allow distribution of free samples of marijuana in the licensed premises of the establishment;

(d) Allow the smoking of tobacco or tobacco products in the licensed premises of the establishment;

(e) Allow the use of any device using any liquid petroleum gas, a butane torch, a butane lighter, or matches in the licensed premises if prohibited by local ordinance or resolution;

(f) Allow any activity that would require an additional license under this article 12 in the licensed premises of the establishment, including but not limited to manufacturing or cultivation activity;

(g) Knowingly permit any activity or acts of disorderly conduct as described in section 18-9-106;

(h) Sell, serve, or permit the sale or serving of retail marijuana or retail marijuana products to any patron who shows signs of visible intoxication;

(i) Permit rowdiness, undue noise, or other disturbances or activity offensive to the average citizen or to the residents of the neighborhood in which the licensed premises is located; or

(j) Admit into the licensed premises of a retail marijuana hospitality and sales establishment any person who is under twenty-one years of age.

(5) A retail marijuana hospitality and sales establishment licensee shall:

(a) Track all of its retail marijuana and retail marijuana products from the point that they are transferred from a retail marijuana store, retail marijuana products manufacturer, or retail marijuana cultivation facility to the point of sale to its patrons;

(b) Limit a patron to one transaction of no more than the sales limit set by the state licensing authority by rule pursuant to section 44-12-202 (3)(a)(XXV);

(c) Before allowing a patron to leave the licensed
PREMISES WITH ANY RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS, PACKAGE AND LABEL THE RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IN ACCORDANCE WITH PROCEDURES DEVELOPED BY THE ESTABLISHMENT THAT COMPLY WITH THE REQUIREMENTS OF SECTION 44-12-202 (3)(a)(VIII) AND (3)(d)(II);
(d) OPERATE THE ESTABLISHMENT IN A DECENT, ORDERLY, AND RESPECTABLE MANNER;
(e) REQUIRE ALL EMPLOYEES OF THE ESTABLISHMENT TO SUCCESSFULLY COMPLETE AN ANNUAL RESPONSIBLE VENDOR TRAINING PROGRAM AUTHORIZED PURSUANT TO SECTION 44-11-1101;
(f) ENSURE THAT THE DISPLAY AND CONSUMPTION OF ANY RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCT IS NOT VISIBLE FROM OUTSIDE OF THE ESTABLISHMENT;
(g) EDUCATE CONSUMERS OF MARIJUANA BY PROVIDING INFORMATIONAL MATERIALS REGARDING THE SAFE CONSUMPTION OF RETAIL MARIJUANA. THE MATERIALS MUST BE BASED ON THE REQUIREMENTS ESTABLISHED BY THE MARIJUANA EDUCATIONAL OVERSIGHT COMMITTEE, ESTABLISHED PURSUANT TO SECTION 24-20-112 (4), AND ON THE RELEVANT RESEARCH FROM THE PANEL OF HEALTH CARE PROFESSIONALS APPOINTED PURSUANT TO SECTION 25-1.5-110. NOTHING IN THIS SUBSECTION (5)(g) PROHIBITS A LOCAL JURISDICTION FROM ADOPTING ADDITIONAL REQUIREMENTS FOR EDUCATION ON SAFE CONSUMPTION.
(h) MAINTAIN A RECORD OF ALL EDUCATIONAL MATERIALS REQUIRED BY SUBSECTION (5)(g) OF THIS SECTION IN THE LICENSED PREMISES FOR INSPECTION BY STATE AND LOCAL LICENSING AUTHORITIES AND LAW ENFORCEMENT; AND
(i) IF AN EMERGENCY REQUIRES LAW ENFORCEMENT, FIREFIGHTERS, EMERGENCY MEDICAL SERVICE PROVIDERS, OR OTHER PUBLIC SAFETY PERSONNEL TO ENTER A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT, ENSURE THAT ALL EMPLOYEES AND PATRONS OF THE ESTABLISHMENT CEASE ALL SALES, CONSUMPTION AND OTHER ACTIVITIES UNTIL SUCH PERSONNEL HAVE COMPLETED THEIR INVESTIGATION OR SERVICES AND HAVE LEFT THE LICENSED PREMISES.

(6) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT AND ITS EMPLOYEES MAY REMOVE AN INDIVIDUAL FROM THE ESTABLISHMENT FOR ANY REASON, INCLUDING A PATRON WHO DISPLAYS ANY VISIBLE SIGNS OF INTOXICATION.
(7) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT MAY PURCHASE RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS FROM ANY RETAIL MARIJUANA STORE, RETAIL MARIJUANA CULTIVATION FACILITY, OR RETAIL MARIJUANA PRODUCTS MANUFACTURER.

SECTION 8. In Colorado Revised Statutes, 44-12-901, amend (1) and (4)(g) as follows:

44-12-901. Unlawful acts - exceptions. (1) Except in the licensed premises of a marijuana hospitality establishment licensed pursuant to section 44-12-408 or a retail marijuana hospitality and sales establishment licensed pursuant to section 44-12-409 or as otherwise provided in this article 12, it is unlawful for a person to consume retail marijuana or retail marijuana products in a licensed retail marijuana establishment, and it is unlawful for a retail marijuana licensee to allow retail marijuana or retail marijuana products to be consumed upon its licensed premises.
(4) It is unlawful for any person licensed to sell retail marijuana or retail marijuana products pursuant to this article 12:
(g) except in the licensed premises of a marijuana
HOSPITALITY ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-408 OR A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-409, to have on the licensed premises any retail marijuana, retail marijuana products, or marijuana paraphernalia that shows evidence of the retail marijuana having been consumed or partially consumed;

SECTION 9. In Colorado Revised Statutes, 18-18-406, add (5)(b)(IV) and (5)(b)(V) as follows:

18-18-406. Offenses related to marijuana and marijuana concentrate - definitions. (5)(b)(IV) PUBLIC DISPLAY, CONSUMPTION, OR USE OF MARIJUANA OR MARIJUANA CONCENTRATE PURSUANT TO THE PROVISIONS OF SECTION 44-12-408, WHEN SUCH DISPLAY, CONSUMPTION, OR USE IS WITHIN THE LICENSED PREMISES OF A MARIJUANA HOSPITALITY ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-408, IS NOT A VIOLATION OF THIS SUBSECTION (5).

(V) PUBLIC DISPLAY, CONSUMPTION, OR USE OF RETAIL MARIJUANA OR RETAIL MARIJUANA CONCENTRATE PURSUANT TO THE PROVISIONS OF SECTION 44-12-409, WHEN SUCH DISPLAY, CONSUMPTION, OR USE IS WITHIN THE LICENSED PREMISES OF A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-409 AND WHEN AN INDIVIDUAL'S DISPLAY, CONSUMPTION, OR USE DOES NOT EXCEED THE SALES LIMIT ESTABLISHED BY THE STATE LICENSING AUTHORITY BY RULE PURSUANT TO SECTION 44-12-202 (3)(a)(XXV)(B), IS NOT A VIOLATION OF THIS SUBSECTION (5).

SECTION 10. In Colorado Revised Statutes, 25-14-205, amend (1) introductory portion, (1)(i), and (1)(k)(I)(C); and add (1)(l) as follows:

25-14-205. Exceptions to smoking restrictions. (1) This part does not apply to:

(i) A private, nonresidential building on a farm or ranch, as defined in section 39-1-102, C.R.S., that has annual gross income of less than five hundred thousand dollars; or

(k) (I) The areas of assisted living facilities:

(C) To which access is restricted to the residents or their guests;

OR

(l) IF AUTHORIZED BY LOCAL ORDINANCE, LICENSE, OR REGULATION, THE LICENSED PREMISES OF A MARIJUANA HOSPITALITY ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-408 OR A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-409; EXCEPT THAT THIS EXCEPTION ONLY APPLIES TO THE SMOKING OF MARIJUANA AND DOES NOT ALLOW THE SMOKING OF TOBACCO WITHIN SUCH PREMISES.

SECTION 11. In Colorado Revised Statutes, 44-11-1101, amend (2) introductory portion, (2)(b)(IV), and (2)(b)(V); and add (2)(b)(VI) as follows:

44-11-1101. Responsible vendor program - standards - designation. (2) An approved training program shall contain, at a minimum, the following standards and shall be taught in a classroom setting in a minimum of a two-hour period:

(b) A core curriculum of pertinent statutory and regulatory provisions, which curriculum includes, but need not be limited to:

(IV) Acceptable forms of identification, including patient registry cards and associated documents and procedures; and

(V) Local and state licensing and enforcement, which may include, but need not be limited to, key statutes and rules affecting
patients, owners, managers, and employees; AND

(VI) INFORMATION ON SERVING SIZE, THC AND CANNABINOID POTENCY, AND IMPAIRMENT.

SECTION 12. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.”.”

HB19-1234 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Business Affairs & Labor Committee Report, dated April 2, 2019, page 7, line 24, strike "If" and substitute "When using an online platform for marijuana delivery, the platform must require the patient or parent or guardian to choose a medical marijuana center before viewing the price.".

Page 7, strike lines 25 through 29.

Page 7, line 33, strike "Guardian;" and substitute "Guardian at the address provided in the order;".

Page 7, line 35, after "or" insert "Parent or guardian or".

Page 8, strike lines 6 through 19 and substitute:

"(g) (I) At the time of the order, the medical marijuana center shall require the patient or parent or guardian to provide information necessary to verify the patient is qualified to purchase and receive a delivery of medical marijuana and medical marijuana-infused products pursuant to this section. The provided information must, at a minimum, include the following:

(A) The patient's name and date of birth;

(B) The registration number reflected on the patient's registry identification card issued pursuant to section 25-1.5-106;

(C) If the patient is under eighteen years of age, the name and date of birth of the parent or guardian designated as the patient's primary caregiver, and if applicable, the registration number of the primary caregiver;

(D) The address of the residence where the order will be delivered; and

(E) Any other information required by state licensing authority rule.

(II) Prior to transferring possession of the order to a patient or a parent or guardian, the person delivering the order
SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S
IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT
TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY
IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND
VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER
MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR
GUARDIAN'S IDENTIFICATION.

Page 9, line 26, strike "ON" and substitute "ON, BUT NOT EARLIER THAN,".

Page 11, line 35, strike "IF THE ORDER IS FROM AN ONLINE PLATFORM,"
and substitute "WHEN USING AN ONLINE PLATFORM FOR MARIJUANA
DELIVERY, THE PLATFORM MUST REQUIRE THE INDIVIDUAL TO CHOOSE A
RETAIL MARIJUANA STORE BEFORE VIEWING THE PRICE.".

Page 11, strike lines 36 through 39.

Page 12, strike lines 16 through 24 and substitute:
"(g) (I) AT THE TIME OF THE ORDER, THE RETAIL MARIJUANA
STORE SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION
NECESSARY TO VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS
OF AGE. THE PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE
FOLLOWING:
(A) THE PATIENT'S NAME AND DATE OF BIRTH;
(B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE
DELIVERED; AND
(C) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING
AUTHORITY RULE.
(II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN
INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE
INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE INFORMATION
PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE
INDIVIDUAL'S IDENTIFICATION.".

Page 13, line 31, strike "ON" and substitute "ON, BUT NOT EARLIER THAN,".

Page 15, strike lines 19 through 21 and substitute:
"(III) DELIVER ONLY TO A PATIENT OR PARENT OR GUARDIAN AT
THE ADDRESS PROVIDED IN THE ORDER;".

Page 15, strike lines 34 through 41 and substitute:
"(e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A
PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER
SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S
IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT
TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY
IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND
VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER
MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR
GUARDIAN'S IDENTIFICATION.".

Page 17, line 10, strike "ON" and substitute "ON, BUT NOT EARLIER THAN,".

Page 19, strike lines 12 through 16 and substitute:
"(e) Prior to transferring possession of the order to an individual, the person delivering the order shall inspect the individual's identification and verify that the information provided at the time of the order match the name and age on the individual's identification."

Page 20, line 25, strike "ON" and substitute "ON, but not earlier than, ".

After "Deliver" insert "only" on: Page 12, line 6; Page 15, line 24; and Page 19, line 2.

HB19-1237 be referred favorably to the Committee on Appropriations.

HB19-1242 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Health and Insurance Committee Report, dated March 26, 2019, page 1, strike line 1 and substitute:

"Amend printed bill, page 3, line 12, after "(38.5)" insert "(a)"."

Page 3 of the bill, line 16, strike "(a)" and substitute "(I)".

Page 3 of the bill, line 18, strike "(b)" and substitute "(II)" and strike "OR LABELING" and substitute "LABELING, OR DELIVERING".

Page 3 of the bill, line 20, strike "(c)" and substitute "(III)".

Page 3 of the bill, line 21, strike "(d)" and substitute "(IV)".

Page 3 of the bill, line 22, strike "(e)" and substitute "(V)".

Page 3 of the bill, line 23, strike "(f)" and substitute "(VI)".

Page 3 of the bill, after line 24 insert:

"(b) "Practice as a Pharmacy Technician" does not include activities or services described in subsection (38.5)(a) of this section that are performed by employees or personnel of a practitioner dispensing drugs to patients pursuant to section 12-42.5-118 (6) or of a registered other outlet, which practitioner or other outlet does not store, compound, dispense, or deliver controlled substances.".

Page 4 of the bill, line 1, strike "unregulated" and substitute "ancillary".

Page 4 of the bill, line 3, strike "Pharmacist" and substitute "Pharmacist, excluding tasks described in subsection (38.5)(a) of this section but which tasks may include delivery and proper and safe storage of drugs or devices.".
Page 4 of the bill, strike lines 25 through 27.

Page 5 of the bill, strike lines 1 through 16.

Renumber succeeding sections accordingly.

Page 8 of the bill, line 1, strike "check." and substitute "check - rules." and strike "JUNE 15," and substitute "MARCH 30,"

Page 8 of the bill, line 12, after "(b)" insert "(I)"

Page 8 of the bill, strike line 13 and substitute "AND MANNER AS DETERMINED BY THE BOARD BY RULE; OR (II) PROVIDE".

Page 8 of the bill, line 14, strike "PROVIDE".

Page 8 of the bill, line 16, strike "OUTLET OR" and substitute "OUTLET,"

Page 8 of the bill, line 17, strike "EMPLOYER." and substitute "EMPLOYER, AS A CONDITION OF PARTICIPATING IN A COURSE OF STUDY FOR OR WITH A CERTIFYING ORGANIZATION, OR IN CONNECTION WITH OBTAINING CERTIFICATION FROM A CERTIFYING ORGANIZATION.".

Page 9 of the bill, strike lines 23 through 27.

Page 10 of the bill, strike lines 1 through 21.

Page 11 of the bill, lines 18 and 19, strike "EXCEPT AS PERMITTED IN SUBSECTION (2) OF THIS SECTION, THE" and substitute "THE".

Page 11 of the bill, line 22, strike "HAS".

Page 11 of the bill, strike lines 23 and 24 and substitute "MAINTAINS ACTIVE CERTIFICATION WITH A".

Page 11 of the bill, line 25, strike "(3)" and substitute "(2)".

Page 12 of the bill, strike lines 1 through 7.

Renumber succeeding subsections accordingly.

Page 12 of the bill, strike line 25 and substitute "RENEWAL FEE, AND MEET".

Page 13 of the bill, line 22, after "a" insert "person who is not".

Page 13 of the bill, strike lines 25 and 26 and substitute:

"(I) SPECIFIC TASKS, EXCLUDING TASKS DESCRIBED IN SUBSECTION (38.5)(a) OF THIS SECTION BUT WHICH TASKS MAY INCLUDE DELIVERY AND PROPER AND SAFE STORAGE OF DRUGS OR DEVICES, TO ANCILLARY PERSONNEL, OTHER THAN A PHARMACIST OR PHARMACY INTERN, BUT"

Page 13 of the bill, line 27, strike "AND who is an unlicensed assistant"
and substitute "who is an unlicensed assistant"

Page 14 of the bill, line 22, strike "12-280-115.5 (2)." and substitute "12-280-115.5 (2), AND ANY PHARMACY TECHNICIAN ON DUTY WHO IS NOT CERTIFIED PURSUANT TO SECTION 12-280-115.5 (2) MUST HAVE A PROVISIONAL CERTIFICATION ISSUED PURSUANT TO SECTION 12-280-115.5 (3).".

Page 20 of the bill, line 20, strike "42.5" and substitute "42.5 280".

Page 2 of the committee report, line 5, strike "(c)" and substitute "(III)".

Page 2 of the committee report, line 6, strike "(d)" and substitute "(IV)".

Page 2 of the committee report, line 7, strike "(e)" and substitute "(V)".

Page 2 of the committee report, after line 9 insert:

"(b) "PRACTICE AS A PHARMACY TECHNICIAN" DOES NOT INCLUDE ACTIVITIES OR SERVICES DESCRIBED IN SUBSECTION (30.5)(a) OF THIS SECTION THAT ARE PERFORMED BY EMPLOYEES OR PERSONNEL OF A PRACTITIONER DISPENSING DRUGS TO PATIENTS PURSUANT TO SECTION 12-280-120 (6) OR OF A REGISTERED OTHER OUTLET, WHICH PRACTITIONER OR OTHER OUTLET DOES NOT STORE, COMPOUND, DISPENSE, OR DELIVER CONTROLLED SUBSTANCES.".

Page 2 of the committee report, line 13, strike "UNREGULATED" and substitute "ANCILLARY".

Page 2 of the committee report, line 15, strike "PHARMACIST." and substitute "PHARMACIST, EXCLUDING TASKS DESCRIBED IN SUBSECTION (30.5)(a) OF THIS SECTION BUT WHICH TASKS MAY INCLUDE DELIVERY AND PROPER AND SAFE STORAGE OF DRUGS OR DEVICES.".

Page 2 of the committee report, strike lines 40 and 41.

Page 3 of the committee report, strike lines 1 through 17.

Renumber succeeding sections accordingly.
Page 4 of the committee report, line 40, strike "check." and substitute "check - rules." and strike "JUNE 15," and substitute "MARCH 30,.".

Page 5 of the committee report, line 10, after "(b)" insert "(I)".

Page 5 of the committee report, strike line 11 and substitute "AND MANNER AS DETERMINED BY THE BOARD BY RULE; OR (II) PROVIDE".

Page 5 of the committee report, line 12, strike "PROVIDE".

Page 5 of the committee report, line 14, strike "OUTLET OR" and substitute "OUTLET,.".

Page 5 of the committee report, line 15, strike "EMPLOYER." and substitute "EMPLOYER, AS A CONDITION OF PARTICIPATING IN A COURSE OF STUDY FOR OR WITH A CERTIFYING ORGANIZATION, OR IN CONNECTION WITH OBTAINING CERTIFICATION FROM A CERTIFYING ORGANIZATION.".

Page 6 of the committee report, strike lines 7 through 32.

Page 7 of the committee report, lines 21 and 22, strike "EXCEPT AS PERMITTED IN SUBSECTION (2) OF THIS SECTION, THE" and substitute "THE".

Page 7 of the committee report, line 25, strike "HAS".

Page 7 of the committee report, strike lines 26 and 27 and substitute "MAINTAINS ACTIVE CERTIFICATION WITH A".

Page 7 of the committee report, line 28, strike "(3)" and substitute "(2)".

Page 7 of the committee report, strike lines 31 through 37.

Renumber succeeding subsections accordingly.

Page 8 of the committee report, strike line 14 and substitute "RENEWAL FEE, AND MEET".

Page 8 of the committee report, line 39, after "a" insert "person who is not".

Page 9 of the committee report, strike lines 1 and 2 and substitute: "(I) SPECIFIC TASKS, EXCLUDING TASKS DESCRIBED IN SUBSECTION (30.5)(a) OF THIS SECTION BUT WHICH TASKS MAY INCLUDE DELIVERY AND PROPER AND SAFE STORAGE OF DRUGS OR DEVICES, TO ANCILLARY PERSONNEL, OTHER THAN a pharmacist or pharmacy intern, but"

Page 9 of the committee report, line 3, strike "AND who is an unlicensed assistant" and substitute "who is an unlicensed assistant ARE".

Page 9 of the committee report, line 26, strike "12-42.5-113.5 (2)." and substitute "12-42.5-113.5 (2), AND ANY PHARMACY TECHNICIAN ON DUTY WHO IS NOT CERTIFIED PURSUANT TO SECTION 12-42.5-113.5 (2) MUST
HAVE A PROVISIONAL CERTIFICATION ISSUED PURSUANT TO SECTION 12-42.5-113.5 (3)."

Page 15 of the committee report, after line 14 insert:

"SECTION 33. In Colorado Revised Statutes, 24-34-104, amend (21)(a)(II) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (21) (a) The following agencies, functions, or both, will repeal on September 1, 2021:

(II) The state board of pharmacy and the regulation of the practice of pharmacy, INCLUDING THE REGULATION OF THE PRACTICE AS A PHARMACY TECHNICIAN, by the department of regulatory agencies through the division of professions and occupations in accordance with parts 1 to 3 of article 42.5 of title 12; C.R.S.;".

Page 15 of the committee report, line 15, strike "date." and substitute "date - applicability.".

Page 15 of the committee report, line 19, strike "18" and substitute "17".

Page 15 of the committee report, line 21, strike "19 through 34" and substitute "18 through 33".

Page 15 of the committee report, strike line 22 and substitute "Bill 19-1172 does not become law.

(3) This act applies to the practice as a pharmacy technician on or after March 30, 2020.".".

HB19-1255 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 5, strike "BEGINNING ON OR BEFORE JANUARY 1, 2020, THE" and substitute "THE".

HB19-1263 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Judiciary Committee Report, dated April 2, 2019, page 3, after line 5 insert:

"Page 12, after line 19 insert:

"SECTION 10. In Colorado Revised Statutes, add 24-32-125 as follows:

24-32-125. Community substance use and mental health services grant program - creation. (1) THERE IS CREATED IN THE DEPARTMENT OF LOCAL AFFAIRS THE COMMUNITY SUBSTANCE USE AND MENTAL HEALTH SERVICES GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "GRANT PROGRAM", TO PROVIDE GRANTS TO COUNTIES
 THAT PROVIDE SUBSTANCE USE OR MENTAL HEALTH TREATMENT SERVICES
 TO, FACILITATE DIVERSION PROGRAMS FOR, OR DEVELOP OTHER
 STRATEGIES TO REDUCE JAIL AND PRISON BED USE BY, PERSONS WHO COME
 INTO CONTACT WITH THE CRIMINAL JUSTICE SYSTEM. A COUNTY THAT
 PROVIDES SUCH TREATMENT SERVICES AND PROGRAMS IN COLLABORATION
 WITH PUBLIC HEALTH AGENCIES, LAW ENFORCEMENT AGENCIES, AND
 COMMUNITY-BASED ORGANIZATIONS, IS ELIGIBLE FOR A GRANT PURSUANT
 TO THE GRANT PROGRAM.
 (2) THE DEPARTMENT SHALL ISSUE A GRANT TO ANY ELIGIBLE
 COUNTY. GRANTS ARE PAID OUT OF THE FUND CREATED IN SUBSECTION (4)
 OF THIS SECTION. THE AMOUNT OF A GRANT AWARDED PURSUANT TO THIS
 SECTION MUST BE BASED ON THE COST OF THE SERVICES PROVIDED AND
 THE NUMBER OF PERSONS THAT RECEIVE SERVICES.
 (3) THE DEPARTMENT MAY DEVELOP POLICIES AND PROCEDURES
 NECESSARY FOR THE OPERATION OF THE GRANT PROGRAM, INCLUDING THE
 APPLICATION PROCESS; THE FORMULA FOR DETERMINING THE AMOUNT
 AWARDED TO EACH ELIGIBLE COUNTY; A PROCESS FOR VERIFYING THAT
 THE COUNTY IS PROVIDING SERVICES DESCRIBED IN THIS SECTION IN
 COLLABORATION WITH PUBLIC HEALTH AGENCIES, LAW ENFORCEMENT
 AGENCIES, AND COMMUNITY-BASED ORGANIZATIONS; AND A
 REQUIREMENT THAT EACH GRANT RECIPIENT PROVIDES A REPORT TO THE
 DEPARTMENT DESCRIBING HOW THE GRANT FUNDS WERE UTILIZED.
 (4) THE COMMUNITY SUBSTANCE USE AND MENTAL HEALTH
 SERVICES GRANT PROGRAM CASH FUND, REFERRED TO IN THIS SECTION AS
 THE "FUND", IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF
 MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER
 TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
 FUND TO THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE
 GENERAL ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE
 FUND FOR THE PURPOSES OF THIS SECTION.".

 Renumber succeeding sections accordingly.".

 HB19-1270 be postponed indefinitely.

 HB19-1280 be amended as follows, and as so amended, be referred to
 the Committee on Appropriations with favorable
 recommendation:

 Amend printed bill, page 6, line 14, strike "TO THE EXTENT THAT IT CAN
 DO SO, BY" and substitute "By".

 Page 6, strike lines 17 through 26 and substitute "ANNUALLY DEPOSIT TO
 THE MASTER ACCOUNT FOR STATE FISCAL YEAR 2019-20 AND FOR EACH
 SUCCEEDING STATE FISCAL YEAR THEREAFTER THROUGH STATE FISCAL
 YEAR 2044-45 THE AMOUNT NEEDED TO ENSURE THAT THERE IS
 SUFFICIENT MONEY IN THE MASTER ACCOUNT TO MAKE ALL TRANSFERS OF
 KICKSTARTER FUNDING FROM THE MASTER ACCOUNT TO ACCOUNTS THAT
 NAME AN ELIGIBLE CHILD AS THE BENEFICIARY REQUIRED BY SUBSECTION
 (4)(b) OF THIS SECTION DURING THE STATE FISCAL YEAR FOR WHICH THE
 TRANSFER IS MADE. NOTWITHSTANDING ANY OTHER LAW, THE AMOUNTS
TO BE TRANSFERRED SHALL BE TAKEN FROM MONEY OF THE AUTHORITY THAT IS AVAILABLE FOR USE BY THE AUTHORITY FOR THE COLORADO COLLEGE INVEST SCHOLARSHIP PROGRAM CREATED IN SECTION 23-3.1-206.9(1) OR FOR THE AUTHORITY'S MATCHING GRANT PROGRAM."

Page 7, line 14, after "ACCOUNT." insert "IF THE PARENT OR PARENTS OF AN ELIGIBLE CHILD DO NOT OPEN AN ACCOUNT THAT NAMES THE ELIGIBLE CHILD AS A BENEFICIARY WITHIN FIVE YEARS OF THE ELIGIBLE CHILD'S BIRTH OR ADOPTION, ANY MONEY IN THE MASTER ACCOUNT THAT WAS DESIGNATED FOR THE ELIGIBLE CHILD REMAINS IN THE MASTER ACCOUNT AND MAY BE DESIGNATED FOR ANOTHER ELIGIBLE CHILD.".

Page 8, line 22, strike "APPROPRIATION," and substitute "APPROPRIATION BY THE GENERAL ASSEMBLY,".

Page 11, line 3, strike "SHALL" and substitute "MAY".

RURAL AFFAIRS & AGRICULTURE

After consideration on the merits, the Committee recommends the following:

HB19-1271 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, strike lines 8 through 11 and substitute "shall MUST file a change of water right application or other application with the water court AS MAY BE REQUIRED to obtain a decreed right to use water for instream flow purposes under a contract or agreement for a lease or loan of water, water".

Page 4, line 12, after "The" insert "BOARD MUST FILE A WATER COURT APPLICATION WITH THE WATER COURT FOR APPROVAL OF A PLAN FOR AUGMENTATION TO AUGMENT STREAM FLOWS TO PRESERVE OR IMPROVE THE NATURAL ENVIRONMENT TO A REASONABLE DEGREE. FOR A CHANGE OF WATER RIGHT, THE"

Page 5, strike lines 6 through 9 and substitute "ENVIRONMENT TO A REASONABLE DEGREE IN A STREAM REACH AND MAY USE ANY WATER RIGHT FOR WHICH THE HISTORICAL USE HAS PREVIOUSLY BEEN QUANTIFIED AND FOR WHICH A PREVIOUS CHANGE OF THE WATER RIGHT TO INCLUDE AUGMENTATION USE HAS BEEN JUDICIALLY APPROVED WITHOUT A FURTHER CHANGE OF THAT WATER RIGHT BEING REQUIRED; EXCEPT THAT ANY SUCH USE BY THE BOARD IS SUBJECT"

Page 5, strike lines 20 through 22 and substitute "DIVERTED WITHIN THAT STREAM REACH BY EXCHANGES, PLANS FOR SUBSTITUTION, PLANS FOR AUGMENTATION, OR OTHER MEANS THAT CAUSE A REDUCTION OF SUCH WATER IN THE STREAM, BUT IS SUBJECT TO SUCH REASONABLE TRANSIT LOSSES WITHIN THAT STREAM REACH AS MAY BE IMPOSED BY THE WATER COURT OR THE STATE OR DIVISION ENGINEER. Prior to the initiation of any such appropriation".
Page 6, strike line 6 and substitute:

"(f) The portion of this subsection (3) that clarifies the Colorado Water Conservation Board's authority to use a plan for augmentation to augment stream flows to preserve or improve the environment, as enacted in House Bill 19-1271, enacted in 2019:"

Page 6, after line 20 insert:

"SECTION 2. In Colorado Revised Statutes, 37-92-305, amend (8)(c) as follows:

37-92-305. Standards with respect to rulings of the referee and decisions of the water judge - definitions. (8) (c) A plan for augmentation shall be sufficient to permit the continuation of diversions when curtailment would otherwise be required to meet a valid senior call for water, to the extent that the applicant shall provide replacement water necessary to meet the lawful requirements of a senior diverter at the time and location and to the extent the senior diverter would be deprived of his or her lawful entitlement by the applicant's diversion. A proposed plan for augmentation that relies upon a supply of augmentation water that, by contract or otherwise, is limited in duration shall not be denied solely upon the ground that the supply of augmentation water is limited in duration, if the terms and conditions of the plan prevent injury to vested water rights. Said terms and conditions shall require replacement of out-of-priority depletions that occur after any groundwater diversions cease. Decrees approving plans for augmentation shall require that the state engineer curtail all out-of-priority diversions, the depletions from which are not so replaced as to prevent injury to vested water rights. A plan for augmentation, including a Colorado Water Conservation Board plan to augment stream flows under section 37-92-102 (3), may provide procedures to allow additional or alternative sources of augmentation or replacement water, including water leased on a yearly or less frequent basis, to be used in the plan after the initial decree is entered if the use of said additional or alternative sources is part of a substitute water supply plan approved pursuant to section 37-92-308 or if such sources are decreed for such use."

Renumber succeeding section accordingly.

____________________________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: HB19-1315, 1316, 1317, 1318, 1319.

____________________________

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1177, 1198.
MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

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<th>Bill Number</th>
<th>Status and Date</th>
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<tbody>
<tr>
<td>SB19-187</td>
<td>Amended in General Orders as printed in Senate Journal, April 8, 2019.</td>
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<tr>
<td>HB19-1208</td>
<td>Amended in Special Orders as printed in Senate Journal, April 8, 2019.</td>
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<tr>
<td>HB19-1030</td>
<td>Amended in General Orders as printed in Senate Journal, April 8, 2019.</td>
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</table>

The Senate has voted to concur in House Amendments to SB19-213 and the bill has been repassed as amended.

The Senate has voted to not concur in House Amendments to SB19-207 and requests that a conference committee be formed. The President announced that Senators Moreno, Chair, Zenzinger, and Rankin were appointed as conferees to the First Conference Committee on SB19-207. The Senate has voted to grant permission for the First Conference Committee on SB19-207 to go beyond the scope of the differences between the two houses.

The Senate has voted to not concur in House Amendments to SB19-208 and requests that a conference committee be formed. The President announced that Senators Moreno, Chair, Zenzinger, and Rankin were appointed as conferees to the First Conference Committee on SB19-208. The Senate has voted to grant permission for the First Conference Committee on SB19-208 to go beyond the scope of the differences between the two houses.

The Senate has voted to not concur in House Amendments to SB19-214 and requests that a conference committee be formed. The President announced that Senators Moreno, Chair, Zenzinger, and Rankin were appointed as conferees to the First Conference Committee on SB19-214. The Senate has voted to grant permission for the First Conference Committee on SB19-214 to go beyond the scope of the differences between the two houses.

The Senate has voted to adopt the First Report of the First Conference Committee on SB19-106. The bill has been repassed as amended.

The Senate has adopted and transmits herewith: SJR19-007.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, as amended, **HB19-1030** and **1208**.

without comment, as amended, **SB19-187**.
On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on April 10, 2019: **HB19-1271, 1272.**

---

House in recess. House reconvened.

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**DELIBERATION OF BILL TO GOVERNOR**

The Chief Clerk of the House of Representatives reports the following bill has been delivered to the Office of the Governor: **HB19-1198** at 3:28 p.m. on April 9, 2019.

---

**SIGNING OF BILLS--RESOLUTIONS--MEMORIALS**

The Speaker has signed: **SB19-088, 097, and 138.**

---

**INTRODUCTION OF BILL**

First Reading

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

**SB19-187** by Senator(s) Lee and Gardner; also Representative(s) Bird and McKean--Concerning commissions on judicial performance.
Committee on Judiciary

---

**INTRODUCTION OF RESOLUTION**

The following resolution was read by title and laid over one day under the rules:

**SJR19-007** by Senator(s) Moreno, Bridges, Fenberg, Fields, Gardner, Hill, Lundeen, Scott, Tate, Todd, Williams A., Winter, Woodward; also Representative(s) Kraft-Tharp, Buentello, Caraveo, Gray, Hooton, Landgraf, Lontine, McKean, Melton, Michaelson Jenet, Roberts, Titone, Valdez A., Valdez D.--Concerning designation of the first full week of May as "Tardive Dyskinesia Awareness Week".

---

On motion of Representative Sirota, the bill on the Special Orders Calendar that was laid over until April 10, 2019 (**SB19-168**), was moved the General Orders Calendar April 15, 2019.
ANNOUNCEMENT

Representative Duran will replace Representative Lontine on Conference Committee for HB19-1131.

On motion of Representative Sirota, the House adjourned until 9:00 a.m., April 10, 2019.

Approved:

KC Becker,
Speaker

Attest:

MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Isaac Werner, Legend High School, Parker.

The roll was called with the following result:

Present--63.

Excused--Representative(s) Lewis, McKean--2.

Present after roll call--Representative(s) Lewis.

The Speaker declared a quorum present.

On motion of Representative McCluskie, the House Journal of April 9, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 10, 2019 only:

**Public Health and Human Services**

Representative Buckner to replace Representative Gonzales-Gutierrez

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**HB19-1267** by Representative(s) Singer and Froelich, Buckner, Esgar, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Melton, Michaelson Jenet, Mullica, Sirota, Sullivan, Jaquez Lewis; also Senator(s) Danielson and Rodriguez, Gonzales--Concerning criminal offenses for failure to pay wages, and, in connection therewith, implementing recommendations from the Colorado human trafficking council.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buentello, Caraveo, Carver, Cutter, Exum, Garnett, Gray, Hansen, Herod, Kennedy, Kipp, Liston, Roberts, Saine, Snyder, Soper, Tipper, Titone, Valdez A., Weissman, Speaker

HB19-1227 by Representative(s) Benavidez--Concerning a requirement that the department of personnel create a prevailing wage working group to determine the appropriate manner in which to implement a prevailing wage requirement for state contracts.

Laid over until April 11, retaining place on Calendar.

HB19-1268 by Representative(s) Singer and Van Winkle; also Senator(s) Todd and Hisey--Concerning a requirement that a referral agency make disclosures to a prospective resident of an assisted living residence.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1248  by Representative(s) Weissman and Cutter; also Senator(s) 
Foote--Concerning measures to promote transparency 
about the activities of persons lobbying state government 
officials, and, in connection therewith, making an 
appropriation.

The question being "Shall the bill pass?". 
A roll call vote was taken. As shown by the following recorded vote, a 
majority of those elected to the House voted in the affirmative and the bill 
was declared passed.

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<td>41</td>
<td>Esgar Y</td>
<td>Kraft-Tharp Y</td>
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<tr>
<td>42</td>
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Co-sponsor(s) added: Representative(s) Arndt, Froelich, Galindo, 
Gonzales-Gutierrez, Kennedy, Michaelson Jenet, Roberts, Sandridge, Singer, 
Sirota, Snyder

HB19-1259  by Representative(s) Roberts and Pelton; also Senator(s) 
Donovan--Concerning support for species conservation 
trust fund projects, and, in connection therewith, making 
transfers to and appropriations from the species 
conservation trust fund for purposes recommended by the 
department of natural resources.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
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<tbody>
<tr>
<td>Arndt Y</td>
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<tr>
<td>Speaker Y</td>
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</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Gray, Herod, Hooton, McCluskie, McLachlan, Michaelson Jenet, Sirota, Snyder, Titone, Valdez A., Valdez D., Will, Speaker

SB19-063 by Senator(s) Priola and Story; also Representative(s) Buentello and Valdez A.--Concerning a strategic action plan to address infant and family child care home shortages in Colorado.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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</tr>
</tbody>
</table>
Co-sponsor(s) added: Representative(s) Bird, Caraveo, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Jaquez Lewis, Kipp, Lontine, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Tipper, Speaker

SB19-065 by Senator(s) Garcia; also Representative(s) Exum--Concerning the creation of a peer health assistance program for emergency medical service providers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<th>1 ABSENT</th>
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<tr>
<td>Speaker Y</td>
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</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Kipp, Liston, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Valdez A., Valdez D., Speaker

SB19-090 by Senator(s) Scott, Donovan; also Representative(s) Gray--Concerning the operation of peer-to-peer motor vehicle sharing businesses.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<th>14 EXCUSED</th>
<th>1 ABSENT</th>
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<td>Gonzales-Gutierrez Y</td>
<td>McCluskie Y</td>
<td>Soper N</td>
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</tbody>
</table>
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Jaquez Lewis, Melton, Valdez A.

HB19-1266 by Representative(s) Herod; also Senator(s) Fenberg--Concerning the voting rights of persons serving a sentence of parole, and in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Buentello, Caraveo, Coleman, Cutter, Exum, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hooton, Jaquez Lewis, Kennedy, Kipp, Lontine, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Soper, Sullivan, Tipper, Valdez A., Weissman, Speaker

HB19-1253 by Representative(s) Landgraf and Buckner, Senator(s) Hisey and Gonzales--Concerning a prohibition on discrimination against a living organ donor in certain insurance policies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
On motion of Representative Garnett, HB19-1271, 1272, SB19-139, HB19-1239 were made Special Orders on April 10, 2019, at 9:41 a.m.

The hour of 9:41 a.m., having arrived, on motion of Representative Titone, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1271 by Representative(s) Arndt; also Senator(s) Coram--Concerning a clarification of the authority of the Colorado water conservation board to augment stream flows with acquired water rights that have been previously decreed for augmentation use.

Amendment No. 1, Rural Affairs & Agriculture Report, dated April 8, 2019, and placed in member's bill file; Report also printed in House Journal, April 9, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1272 by Representative(s) Bird; also Senator(s) Winter and
Priola--Concerning housing authority participation in the
Colorado new energy improvement district program.

Amendment No. 1, by Representative(s) Bird.

Amend printed bill, page 2, line 10, strike "THAT IT OWNS" and substitute
"IN WHICH IT HAS AN INTEREST AS DESCRIBED IN SECTION 29-4-226 (2)".

Page 3, line 7, after "INCLUDE" insert "ITS".

Page 3, line 8, strike "THAT IT OWNS".

Page 4, line 9, strike "THAT IT OWNS" and substitute "IN WHICH IT HAS AN
INTEREST AS DESCRIBED IN SECTION 29-4-226 (2)".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-139 by Senator(s) Coram and Moreno, Priola; also
Representative(s) Galindo and Singer--Concerning the
issuance by the department of revenue of identification
documents to people who are not lawfully present in
Colorado on a permanent basis, and, in connection
therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

HB19-1239 by Representative(s) Tipper and Caraveo; also Senator(s)
Priola and Winter--Concerning the promotion of an
accurate count in the decennial census by creating a census
outreach program.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
March 26, 2019, and placed in member's bill file; Report also printed in

Amendment No. 2, Appropriations Report, dated April 9, 2019, and
placed in member's bill file; Report also printed in House Journal, April
9, 2019.

Amendment No. 3, by Representative(s) Tipper and Caraveo

Amend the Appropriations Committee Report, dated April 9, 2019, page
1, line 7, strike "fund," and substitute "fund, and is based on an
assumption that the division will require an additional 1.4 FTE and
associated direct and indirect costs of administering the program.".

Amendment No. 4, by Representative(s) Tipper and Caraveo

Amend printed bill, page 7, line 11, after "SECTION." add "IN ADDITION,
THE POLICIES SHALL SPECIFY THE TERMS UNDER WHICH AND THE
MECHANISM BY WHICH AN ELIGIBLE RECIPIENT SHALL RETURN TO THE
STATE GRANT MONEY NOT FULLY ENCUMBERED AND SPENT BY JUNE 30, 2020.

Page 7, strike lines 12 and 13.

Page 11, after line 15 insert:

"(e) THE CONTRACT THAT ACCOMPANIES A GRANT AWARD PURSUANT TO THIS SECTION SHALL STIPULATE THAT AN ELIGIBLE RECIPIENT IS REQUIRED TO RETURN TO THE STATE ANY GRANT MONEY NOT FULLY ENCUMBERED AND SPENT BY THE ELIGIBLE RECIPIENT BY JUNE 30, 2020.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
(For change in action, see Amendments to Report, pages 1089-1090.)

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1239, to show that said amendment passed, and that HB 19-1239, as amended, passed.

Amend printed bill, page 6, line 3, after the period add "AN ELIGIBLE RECIPIENT MUST BE BASED IN COLORADO AND SHALL NOT HAVE LOCATIONS OUTSIDE OF THE STATE NOR HAVE TIES TO OTHER ORGANIZATIONS OUTSIDE OF THE STATE.".

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>24</th>
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<tbody>
<tr>
<td>NO</td>
<td>39</td>
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<tr>
<td>EXCUSED</td>
<td>2</td>
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<tr>
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</table>

Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1239, to show that said amendment passed, and that HB 19-1239, as amended, passed.
Amend printed bill, page 12, line 11, strike "AND".

Page 12, line 13, strike "OUTREACH." and substitute "OUTREACH; AND
(VI) THE NUMBER OF PEOPLE HIRED WITH GRANT MONEY AND THE
LOCATIONS SERVED BY THOSE PEOPLE; AND
(VII) THE AMOUNT OF GRANT MONEY USED FOR PAYROLL
EXPENSES AND THE AVERAGE WAGE PAID PER PERSON THROUGH THE
GRANT PROGRAM.".

The amendment was declared passed by the following roll call vote:

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<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
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<td>Sandridge</td>
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<td>Galindo</td>
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<td>Y</td>
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</table>

Representative Saine moved to amend the Report of the Committee of the
Whole to reverse the action taken by the Committee in not adopting the
following Lewis and Saine amendment, to HB 19-1239, to show that said
amendment passed, and that HB 19-1239, as amended, passed.

Amend printed bill, page 12, line 11, strike "AND".

Page 12, line 13, strike "OUTREACH." and substitute "OUTREACH; AND
(VI) THE NUMBER OF HARD-TO-COUNT INDIVIDUALS CONTACTED
USING THE GRANT MONEY WHO ARE UNDOCUMENTED OR NONCITIZENS.".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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CONSIDERATION OF RESOLUTION(S)


(Printed and placed in members' files.)

On motion of Representative Pelton, the resolution was adopted by viva voce vote.
Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Buckner, Carver, Coleman, Cutter, Esgar, Exum, Froelich, Galindo, Garnett, Geitner, Gray, Hansen, Herod, Jackson, Jaquez Lewis, Kennedy, Kraft-Tharp, Landgraf, Liston, Lontine, McLachlan, Melton, Michaelson Jenet, Neville, Ransom, Saine, Sirota, Snyder, Soper, Sullivan, Titone, Valdez A., Valdez D., Weissman, Williams D., Speaker.

HJR19-1012 by Representative(s) Valdez D.; also Senator(s) Garcia--Concerning the designation of Colorado State Highway 115 between Mile Markers 7 and 10.34 through the city of Florence as the "SFC Ray Adam Archuletta Memorial Highway".

Laid over until April 12, retaining place on Calendar.

HJR19-1013 by Representative(s) Wilson; also Senator(s) Donovan--Concerning the designation of Colorado State Highway 24 between Mile Markers 209 and 212 on each end of the town of Buena Vista, Colorado, as the "Corporal Earnest Clifford Sexton Memorial Highway".

(Printed and placed in members' files.)

On motion of Representative Wilson, the resolution was read at length adopted by viva voce vote.


SJR19-008 by Senator(s) Lundeen, Gardner, Hill, Hisey, Lee; also Representative(s) Carver, Geitner, Liston, Sandridge, Williams D.--Concerning the recognition of the 35th Space Symposium and celebrating the premier international space policy and program forum.

(Printed and placed in member's files.)

Representative Carver moved the following amendment:

Amendment No. 1, moved by Representative Carver.

Amend printed joint resolution, page 2, line 27, after "Foundation;" insert "Thomas E. Zelibor, Chief Executive Officer for the Space Foundation;".

Page 2, line 29, strike "and acting Chief Executive Officer".

The amendment was declared passed by viva voce vote.
On motion of Representative Carver, the resolution as amended was **adopted by viva voce** vote.


**SJR19-007** by Senator(s) Moreno, Bridges, Fenberg, Fields, Gardner, Hill, Lundeen, Scott, Tate, Todd, Williams A., Winter, Woodward; also Representative(s) Kraft-Tharp, Buentello, Caraveo, Gray, Hooton, Landgraf, Lontine, McKean, Melton, Michaelson Jenet, Roberts, Titone, Valdez A., Valdez D.--Concerning designation of the first full week of May as "Tardive Dyskinesia Awareness Week".

(Printed and placed in members' files.)

On motion of Representative Kraft Tharp, the resolution was read at length.

On motion of Representative Michaelson Jenet the resolution was **adopted by viva voce** vote.

Current Roll Call added as co-sponsor(s): Co-sponsor(s) added:

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**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 11, retaining place on Calendar:

- Consideration of General Orders--**HB19-1076**.
- Consideration of Senate Amendment(s)--**HB19-1207, 1030, 1208**.

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**APPOINTMENT(S)**

The Speaker announced the following temporary committee appointment(s) for April 10, 2019 only:
- **Business Affairs and Labor**
  Representative Soper to replace Representative McKean

_____________
House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1290 be referred to the Committee of the Whole with favorable recommendation.

HB19-1291 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 6, lines 10 and 11, strike "IN CONJUNCTION WITH FORM B REQUIREMENTS" and substitute "PURSUANT TO SECTION 10-3-804".

Page 12, line 5, strike "MAY," and substitute "SHALL,"

Page 12, line 14, strike "DETERMINED" and substitute "DESIGNATED".

Page 12, strike lines 15 through 17 and substitute "THE COMMISSIONER PURSUANT TO SECTION 10-3-807.5.".

Page 16, line 11, strike "COMMISSIONER'S" and substitute "DIVISION'S".

Page 18, strike line 2 and substitute "OFFICIALS. SUCH AGREEMENTS OR DOCUMENTATION MAY NOT SERVE AS EVIDENCE IN ANY PROCEEDING THAT AN INSURER OR A PERSON WITHIN AN INSURANCE HOLDING COMPANY SYSTEM, WHICH INSURER OR PERSON IS NOT DOMICILED OR INCORPORATED IN THIS STATE, IS DOING BUSINESS IN THIS STATE OR IS OTHERWISE SUBJECT TO JURISDICTION IN THIS STATE.".

Page 19, after line 7, insert:

"SECTION 4. In Colorado Revised Statutes, 10-16-302, amend (1) as follows:

10-16-302. Incorporation and organization - exemptions. (1) Any nonprofit corporation organized under the laws of the state of Colorado for the purpose of establishing, maintaining, and operating a nonprofit plan whereby prepaid hospital care, medical-surgical care, and other health services are made available to persons who become subscribers to such plan under a contract with the corporation, or for the purpose of providing long-term care insurance to persons pursuant to a contract with the corporation shall be subject to and governed by the provisions of part 1 of this article ARTICLE 16 and this part 3 and, except as provided in this article ARTICLE 16 and elsewhere in this title, shall TITLE 10, ARE not be subject to the laws of this state relating to insurance or insurance companies. The provisions of section 10-3-128;..."
articles 1 and 2 of this title; and parts 4, 5, 7, 8, 11, and 12, and 16 of article 3 of this title, to the extent applicable, shall govern corporations organized pursuant to the provisions of this part 3.".

Renumber succeeding sections accordingly.

HB19-1314 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 23, after "EMPLOYMENT" insert "ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION".

Page 6, after line 7 insert:

"(a) IDENTIFY OR ESTIMATE, TO THE EXTENT PRACTICABLE, THE TIMING AND LOCATION OF FACILITY CLOSURES AND JOB LAYOFFS IN COAL-RELATED INDUSTRIES AND THEIR IMPACT ON AFFECTED WORKERS, BUSINESSES, AND COAL TRANSITION COMMUNITIES AND MAKE PRELIMINARY RECOMMENDATIONS AS TO HOW THE OFFICE CAN MOST EFFECTIVELY RESPOND TO THESE ECONOMIC DISLOCATIONS;".

Reletter succeeding paragraphs accordingly.

Page 7, line 25, strike "AND".

Page 7, line 26, strike "PUBLIC." and substitute "PUBLIC; AND".

Page 7, after line 26 insert:

"(D) TWO REPRESENTATIVES OF UTILITIES THAT, ON THE EFFECTIVE DATE OF THIS SECTION, OPERATED A COAL-FUELED ELECTRIC GENERATING UNIT.".

Page 8, line 23, after the period add "THE DIRECTOR SHALL ENGAGE WITH OTHER DEPARTMENTS AND AGENCIES TO OBTAIN A SUSTAINABLE SOURCE OF REVENUE FOR THE FUND.".

SB19-086 be referred favorably to the Committee on Appropriations.

SB19-099 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend reengrossed bill, page 54, line 26, strike "5 through 11" and substitute "6 through 12".
EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1236 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 8, strike "FOUR HUNDRED" and substitute "THREE HUNDRED FIFTY".

Page 3, strike lines 21 and 22 and insert:

"(c) LACKS A HIGH SCHOOL DIPLOMA.".

Page 3, line 23, strike "GRANT".

Page 3, line 25, strike "PUBLIC, NONPROFIT, OR" and substitute "PROVIDER THAT MEETS THE CRITERIA SET FORTH IN SECTION 22-10.3-103 (3) AND THAT:

(a) IS A PUBLIC, NONPROFIT, OR".

Page 4, strike line 1 and substitute "SERVICES,".

Page 4, strike lines 3 and 4 and substitute "PROACTIVE COACHING AND MENTORING; OR"

(b) IS A LOCAL EDUCATION PROVIDER, AS DEFINED IN SECTION 22-10-103 (7)."

Page 4, line 10, strike "COURSES OR".

Page 4, line 25, strike "COURSES" and substitute "INSTRUCTION".

Page 4, line 27, strike "REQUIREMENTS" and substitute "GUIDELINES".

Page 5, line 12 after "OR" insert "A" and after "CONSOLIDATION" insert "OF ONE OR MORE".

Page 5, line 13, strike "BODY." and substitute "BODIES.".

Page 5, line 17, strike "THIRTY" and substitute "SIXTY".

Page 6, line 26, after "FROM" insert "OR ON BEHALF OF".

Page 7, strike line 11 and substitute "ALL PAYMENTS BY THE SAME PERCENTAGE UNTIL THE".

Page 8, after line 13 insert:

"(8) THE STATE BOARD OF EDUCATION MAY ADOPT RULES FOR THE IMPLEMENTATION OF THE PROGRAM.".

Page 9, line 16, strike "SECTION." and substitute "SECTION, AND OTHER WORKFORCE AND POSTSECONDARY OUTCOMES, INCLUDING EMPLOYMENT AND COLLEGE ENROLLMENT.".
HB19-1262 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 5, line 20, after the period add "In using two positions to allow a child to attend a full-day preschool portion of the school district's preschool program, a district may use two preschool positions allocated pursuant to this section or may use a preschool position allocated pursuant to this section and a preschool position allocated pursuant to section 22-28-104. If a school district combines a preschool position allocated pursuant to this section with a preschool position allocated pursuant to section 22-28-104 to allow a child to attend full-day preschool, the department shall not include the preschool position allocated pursuant to section 22-28-104 in calculating the limitation on using positions for full-day preschool specified in section 22-28-104 (4)(b).".

SB19-137 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend reengrossed bill, page 2, line 3, after "(1)" insert "and (4)".

Page 2, line 7, after "The" insert "year-long", and strike "is" and substitute "is shall operate".

Page 2, line 9, strike "institute operates" and substitute "institute operates program operated by the institute must be".

Page 2, after line 16 insert:

"(4) The host institution shall award three hours of postsecondary academic credit to each student who successfully completes the institute. The school district or high school in which each student is enrolled is encouraged to apply the academic credit hours that a student receives for completing the institute toward academic credit hours earned in civics, to apply toward completing the completion of the student's high school graduation requirements.".

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1285 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 5, after "(7.5)" insert "(a)".
Page 2, line 5, after "SHALL" insert "OFFER TO".

Page 2, line 9, strike "PROGRAM." and substitute "PROGRAM OR UNTIL JUNE 30, 2025, UNLESS SOONER REPROCURED.".

Page 2, after line 13 insert:

"(b) THE MCO OPERATED BY OR UNDER THE CONTROL OF DENVER HEALTH AND HOSPITAL AUTHORITY SHALL:
   (I) MAINTAIN ADEQUATE FINANCIALS TO ENSURE PROPER SOLVENCY AS A RISK MANAGER;
   (II) ACCEPT RATES DETERMINED BY THE STATE DEPARTMENT, THROUGH STANDARD METHODOLOGIES, TO COVER THE POPULATION IT IS SERVING;
   (III) MAINTAIN SERVICE AND QUALITY METRICS, AS DETERMINED BY THE STATE DEPARTMENT;
   (IV) MEET STATEWIDE MANAGED CARE SYSTEM STANDARDS AND OPERATE AS PART OF THE OVERALL MANAGED CARE SYSTEM.".

HB19-1301 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 12, strike "OR ITS SUCCESSOR ENTITY," and substitute "THE NATIONAL COMPREHENSIVE CANCER NETWORK, OR THEIR SUCCESSOR ENTITIES,"

Page 4, line 27, strike "OR ITS SUCCESSOR ENTITY," and substitute "THE NATIONAL COMPREHENSIVE CANCER NETWORK, OR THEIR SUCCESSOR ENTITIES,"

Page 5, line 4, strike "OR ITS SUCCESSOR ENTITY," and substitute "THE NATIONAL COMPREHENSIVE CANCER NETWORK, OR THEIR SUCCESSOR ENTITIES,"

Page 5, line 19, strike "OR ITS SUCCESSOR ENTITY," and substitute "THE NATIONAL COMPREHENSIVE CANCER NETWORK, OR THEIR SUCCESSOR ENTITIES,"

Page 6, line 10, strike "OR ITS SUCCESSOR ENTITY," and substitute "THE NATIONAL COMPREHENSIVE CANCER NETWORK, OR THEIR SUCCESSOR ENTITIES,"

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1226 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend printed bill, page 3, lines 2 and 3, strike "amend (5); and".

Page 4, strike lines 9 through 19.

Page 5, strike line 16 and substitute "2020, FOR IMPLEMENTATION BY JULY 1, 2020:"

Page 6, strike lines 4 through 7 and substitute "ADMINISTRATOR. EACH JUDICIAL DISTRICT SHALL ALSO, IN THE DEVELOPMENT OF THE CRITERIA, SOLICIT AND OBTAIN THE INPUT OF AT LEAST ONE INDIVIDUAL WHO HAS BEEN INCARCERATED IN THE JUDICIAL DISTRICT BECAUSE OF AN INABILITY TO PAY A MONETARY CONDITION OF BOND AND CONSIDER THE INPUT IN THE DEVELOPMENT OF THE ADMINISTRATIVE ORDER."

Page 7, line 10, after the first "AND" insert "MAY INCLUDE"

Page 7, line 11, strike "THAT WILL REASONABLY ASSURE"

Page 7, strike line 12

Page 7, line 14, strike "THE ADMINISTRATIVE ORDER"

Page 7, strike lines 15 through 23 and substitute:

"(4) THIS SECTION DOES NOT PROHIBIT THE RELEASE OF A DEFENDANT PURSUANT TO LOCAL PRETRIAL RELEASE POLICIES THAT REQUIRE PAYMENT OF A MONETARY CONDITION OF RELEASE PRIOR TO AN INDIVIDUALIZED DECISION BY A JUDGE OR JUDICIAL OFFICER."

Page 8, line 5, strike "CONDITIONS AND" and substitute "CONDITIONS. THE COURT SHALL FURTHER PRESUME RELEASE OF THE DEFENDANT"

Page 8, lines 10 and 11, strike "NOT APPEAR IN COURT AS REQUIRED; OR" and substitute "ATTEMPT TO FLEE PROSECUTION; OR"

Page 8, line 13, after "OBSTRUCT" insert "OR OTHERWISE WILLFULLY AVOID"

Page 8, line 17, strike "APPEAR IN COURT AS REQUIRED; OR" and substitute "ATTEMPT TO FLEE PROSECUTION; OR"

Page 8, line 18, after "OBSTRUCT" insert "OR OTHERWISE WILLFULLY AVOID"

Page 8, line 21, strike "CONSIDER THE RESULTS" and substitute "CONSIDER:"

Page 8, strike lines 22 through 27

Page 9, strike line 1

Page 9, strike lines 24 through 27 and substitute:

"(m) PRIOR FAILURES TO APPEAR THAT INDICATE THE PERSON IN CUSTODY'S INTENT TO FLEE OR AVOID PROSECUTION;"
Reletter succeeding paragraphs accordingly.

Page 10, line 3, strike "AND".

Page 10, line 6 strike "JURISDICTION." and substitute "JURISDICTION; AND".

Page 10, after line 6 insert:

"(p) The results of an empirically developed and validated risk assessment instrument designed to improve pretrial release decisions by providing the court information that classifies a person in custody based upon the predicted level of risk of pretrial failure. Any results of a risk assessment provided to the court must include the risk category of the defendant along with the predicted success rates for each risk category. However, the court shall not use the results of the instrument as the sole basis for setting the type of bond and conditions of release."

Page 14, line 11, strike "AND A REPRESENTATIVE OF" and substitute "A VICTIM REPRESENTATIVE, AND AN INDIVIDUAL WHO HAS BEEN INCARCERATED IN THE JUDICIAL DISTRICT OR A FAMILY MEMBER OF AN INDIVIDUAL WHO HAS BEEN INCARCERATED IN THE JUDICIAL DISTRICT."

Page 14, line 12, strike "THE CITIZENS AT LARGE.".

Page 14, line 13, strike "REPRESENTATIVE OF" and substitute "COUNTY COMMISSIONER FROM A COUNTY WITHIN THE JUDICIAL DISTRICT.".

Page 14, strike lines 14 through 16 and substitute "THE CHIEF JUDGE".

Page 14, strike line 27 and substitute "ENTITY OR AN AGREEMENT WITH ANOTHER LOCAL".

Page 15, after the period insert "A GOVERNMENTAL ENTITY SHALL NOT ENTER INTO A CONTRACT WITH A FOR-PROFIT ENTITY TO PROVIDE PRETRIAL SERVICES. PRIOR TO ENTERING INTO A CONTRACT WITH A PRIVATE NONPROFIT ENTITY, A GOVERNMENTAL ENTITY SHALL ENSURE THE PRIVATE NONPROFIT ENTITY SHALL OPERATE WITHOUT AN IDENTIFIABLE CONFLICT. ADDITIONALLY, EACH JUDGE REQUIRING PRETRIAL SERVICES SUPERVISION SHALL ENSURE THAT ANY SUPERVISION OR OTHER CONDITIONS OF RELEASE FOR A DEFENDANT UNDER PRETRIAL SUPERVISION ARE THE LEAST RESTRICTIVE CONDITIONS OF RELEASE AND ARE NOT REQUIRED FOR THE PURPOSES OF FINANCIAL BENEFIT OR GAIN BY AN ENTITY.".

Page 15, strike lines 2 through 10.

Renumber succeeding subsections accordingly.

Page 15, strike line 22 and substitute "RISK THAT THE PERSON WILL FLEE PROSECUTION AND THE RISK OF DANGER TO ANY PERSON OR"

Page 16, line 3, after "TOOL" insert "THAT HAS BEEN APPROVED FOR USE
BY THE STATE COURT ADMINISTRATOR PURSUANT TO SECTION 13-3-101
(11)(b)."

Page 16, line 4, strike "AND" and substitute "ALONG WITH".

Page 16, line 18, strike "(6)" and substitute "(5)(a)".

Page 17, line 1, strike "(a)" and substitute "(I)".

Page 17, line 3, strike "(b)" and substitute "(II)".

Page 17, line 6, strike "(c)" and substitute "(III)".

Page 17, line 10, strike "(d)" and substitute "(IV)".

Page 17, line 16, strike "(e)" and substitute "(V)".

Page 17, line 21, strike "(f)" and substitute "(VI)".

Page 17, after line 22 insert:

"(b) THE ANNUAL REPORT REQUIRED BY SUBSECTION (5)(a) OF
THIS SECTION BEGINNING IN 2020 AND EACH YEAR THEREAFTER MUST
INCLUDE:

(I) THE TOTAL NUMBER OF CLOSED CASES IN WHICH THE PERSON
WAS RELEASED FROM CUSTODY, WAS SUPERVISED BY THE PRETRIAL
SERVICES PROGRAM, AND, WHILE UNDER SUPERVISION, DID NOT HAVE A
FAILURE TO APPEAR IN COURT THAT WAS NOT FOLLOWED UP BY A COURT
APPEARANCE IN THAT CASE:

(A) WITHIN 30 DAYS; AND

(B) WITHIN 90 DAYS.

(II) THE TOTAL NUMBER OF CLOSED CASES IN WHICH THE PERSON
WAS RELEASED FROM CUSTODY, WAS SUPERVISED BY THE PRETRIAL
SERVICES PROGRAM, AND WAS NOT CHARGED WITH A NEW CRIMINAL
OFFENSE THAT CONSTITUTES A CRIME AS DEFINED IN SECTION 24-4.1-302
(1) THAT WAS ALLEGED TO HAVE OCCURRED WHILE UNDER SUPERVISION.".

Page 17, line 23, strike "(6)" and substitute "(5)".

Page 18, strike lines 19 through 27 and substitute:

"(2) MONEY IN THE FUND MUST BE USED TO FUND INDIVIDUAL
COUNTIES OR COUNTIES WORKING IN COOPERATION WITH EACH OTHER
THAT REQUEST FUNDS TO OPERATE OR ASSIST IN THE OPERATION OF A
PRETRIAL SERVICES PROGRAM AS REQUIRED BY SECTION 16-4-106 (1).
MONEY MAY BE USED FOR THE ADMINISTRATIVE AND PERSONNEL COSTS
RELATED TO THE OPERATION OF PRETRIAL SERVICES PROGRAMS AND ANY
ADJUNCT SERVICES INCLUDING, BUT NOT LIMITED TO, PROGRAM
DEVELOPMENT, ASSESSMENT SERVICES, CONTRACT SERVICES,
MONITORING, AND SUPERVISION SERVICES. COUNTIES AND COUNTIES
WORKING IN COOPERATION WITH EACH OTHER ARE ENCOURAGED TO SEEK
FUNDING WHEN NECESSARY TO IMPLEMENT LOCALLY BASED PROGRAMS
DESIGNED TO ACHIEVE THE GOALS OF EFFECTIVE PRETRIAL ASSESSMENT
AND SUPERVISION. IF A COUNTY IS UNABLE TO OPERATE A PRETRIAL
SERVICES PROGRAM AS REQUIRED BY SECTION 16-4-106 (1), THE COUNTY
SHALL REQUEST A WAIVER FROM COMPLIANCE FROM THE STATE COURT ADMINISTRATOR OUTLINING THE REASONS THE COUNTY IS UNABLE TO PROVIDE A PRETRIAL SERVICES PROGRAM DESPITE A POTENTIAL ALLOCATION FROM THE PRETRIAL SERVICES CASH FUND. THE WAIVER REQUEST SHALL DESCRIBE WHAT NECESSARY RESOURCES ARE UNAVAILABLE THAT PREVENT THE ESTABLISHMENT OF A PRETRIAL SERVICES PROGRAM IN THAT COUNTY, WHICH MAY INCLUDE, BUT ARE NOT LIMITED TO, THE NECESSARY AMOUNT OF FUNDING, THE LACK OF NECESSARY INFRASTRUCTURE, OR THE LACK OF PERSONNEL OR PROGRAM SERVICES WITHIN THAT COMMUNITY."

Page 19, strike lines 1 through 3.

Page 23, line 5, after the period insert "THE STATE COURT ADMINISTRATOR SHALL REVIEW ANY WAIVER REQUESTS SUBMITTED BY ANY COUNTY PURSUANT TO THE PROVISIONS OF SECTION 16-4-106.5 TO DETERMINE IF ANY TECHNICAL ASSISTANCE CAN BE PROVIDED TO THE COUNTY TO ALLOW FOR THE DEVELOPMENT OF A PRETRIAL SERVICES PROGRAM. THE WAIVER REQUESTS SUBMITTED TO THE STATE COURT ADMINISTRATOR SHALL BE INCLUDED IN THE ANNUAL REPORT AS DESCRIBED IN SECTION 16-4-106 (5) AND (6) ALONG WITH ANY RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING METHODS OR FUNDING NEEDED TO ACHIEVE PRETRIAL SERVICES IN EVERY COUNTY IN THE STATE.".

Page 23, line 6, strike "(b)" and substitute "(b) (I)".

Page 23, after line 9 insert:

"(II) (A) BEGINNING ON JULY 1, 2021, ANY RISK ASSESSMENT INSTRUMENT APPROVED FOR USE MUST HAVE BEEN EVALUATED, DEVELOPED, AND VALIDATED IN COLORADO TO MAXIMIZE ACCURACY AND TO STATISTICALLY MINIMIZE BIAS ON THE BASIS OF RACE, ETHNICITY, AND GENDER. ADDITIONALLY, JUDICIAL RELIANCE ON THE ASSESSMENT IN PRETRIAL DECISION-MAKING MUST BE EVALUATED FOR BIAS ON THE BASIS OF RACE, ETHNICITY, AND GENDER. THE EVALUATIONS REQUIRED IN THIS SECTION MUST BE COMPLETED BY THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY OR A NONPROFIT RESEARCH ORGANIZATION.

(B) ANY APPROVED RISK ASSESSMENT INSTRUMENT MUST BE EVALUATED FOR ACCURACY AND FOR BIAS AS DESCRIBED IN SUBSECTION (1)(b)(II)(A) OF THIS SECTION EVERY THREE YEARS.

(C) THE JUDICIAL DEPARTMENT AND THE DEPARTMENT OF PUBLIC SAFETY, AS PART OF THEIR HEARINGS REQUIRED BY SECTION 2-7-203(2), SHALL PRESENT THE FINDINGS OF ANY STUDY CONDUCTED TO EVALUATE A RISK ASSESSMENT INSTRUMENT FOR BIAS AND EFFORTS TO REDUCE ANY IDENTIFIED BIAS.

(D) THE JUDICIAL DEPARTMENT AND THE DEPARTMENT OF PUBLIC SAFETY SHALL COOPERATE TO DEVELOP AND AGREE UPON STATISTICAL AND REPORTING METHODOLOGIES TO BE USED FOR THE REPORTING DESCRIBED IN THIS SUBSECTION (1)(b)(II) AND SHALL SUBMIT A PLAN FOR IMPLEMENTATION OF THE STATISTICAL AND REPORTING METHODOLOGIES TO THE GENERAL ASSEMBLY BY JANUARY 1, 2020.

(III) BEGINNING ON JANUARY 1, 2024, ANY RISK ASSESSMENT INSTRUMENT APPROVED FOR USE MUST PROVIDE PRETRIAL
DECISION-MAKERS SEPARATE RISK CATEGORY INFORMATION FOR EACH OF
THE PRETRIAL RISKS IDENTIFIED IN SECTION 16-4-104 (1)(a)(I) AND
(1)(a)(II) IF STATISTICALLY POSSIBLE.

(IV) IN ORDER TO EVALUATE AN APPROVED RISK ASSESSMENT
INSTRUMENT FOR BIAS AND PROPER MEASUREMENT OF RISK FACTORS,
BEGINNING ON JANUARY 1, 2020, EACH JURISDICTION USING A RISK
ASSESSMENT INSTRUMENT SHALL COLLECT ALL RELEVANT DATA AS
REQUESTED BY THE STATE COURT ADMINISTRATOR IN CONJUNCTION WITH
THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC
SAFETY. THIS DATA MUST INCLUDE, AT A MINIMUM, THE FOLLOWING
INFORMATION FOR EACH PERSON ASSESSED:

(A) RACE, ETHNICITY, AND GENDER;
(B) THE PRETRIAL RISK CATEGORY;
(C) SCORES ASSIGNED TO EACH UNDERLYING VARIABLE USED BY
A RISK ASSESSMENT INSTRUMENT;
(D) THE TOTAL RISK ASSESSMENT INSTRUMENT SCORE;
(E) ANY RECOMMENDATION MADE BY A STRUCTURED
DECISION-MAKING DESIGN, IF AVAILABLE;
(F) WHETHER THE RECOMMENDATION OF A STRUCTURED
DECISION-MAKING DESIGN WAS FOLLOWED BY THE COURT, IF AVAILABLE;
(G) THE BOND TYPE SET BY THE COURT;
(H) THE CONDITIONS OF BOND SET BY THE COURT, WHICH MUST
INCLUDE, BUT IS NOT LIMITED TO, THE MONETARY CONDITIONS IMPOSED;
(I) WHETHER THE DEFENDANT WAS RELEASED;
(J) IF THE DEFENDANT FAILED TO APPEAR FOR COURT WHILE ON
SUPERVISION, WHETHER THE DEFENDANT SUBSEQUENTLY APPEARED IN
THAT CASE WITHIN THIRTY DAYS, NINETY DAYS, AND ONE HUNDRED
TWENTY DAYS;
(K) THE PRETRIAL SUPERVISION OUTCOME; AND
(L) THE RESULTS OF ANY ADDITIONAL ASSESSMENTS USED IN
ORDER TO PROVIDE ADDITIONAL INFORMATION TO THE COURT.

(V) UPON REQUEST BY THE DIVISION OF CRIMINAL JUSTICE IN THE
DEPARTMENT OF PUBLIC SAFETY, THE STATE COURT ADMINISTRATOR
SHALL PROVIDE ANY AVAILABLE INFORMATION NECESSARY TO EVALUATE
AN APPROVED RISK ASSESSMENT PURSUANT TO THIS SECTION.".

Page 23, strike lines 25 through 27 and substitute "SERVICES CASH FUND.".

Page 24, strike line 1.

Page 24, line 10, strike "(6) AND (7)" and substitute "(5) AND (6)".

Page 24, strike lines 11 through 21.

Renumber succeeding sections accordingly.

HB19-1282 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 3, line 12, strike "ENTITY" and substitute
"ENTITY, IN CONSULTATION WITH LOCAL CASA PROGRAMS,".
HB19-1283 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 19, strike "liability." and substitute "liability - definition.".

Page 3, line 20, after "THIRTY" insert "CALENDAR".

Page 3, line 21, after "A" insert "COMMERCIAL AUTOMOBILE OR PERSONAL AUTOMOBILE".

Page 3, line 24, after "PROVIDE" insert "COMMERCIAL AUTOMOBILE OR PERSONAL AUTOMOBILE".

Page 3, lines 26 and 27, strike "PROSPECTIVE CLAIMANT" and substitute "THE CLAIMANT'S ATTORNEY".

Page 4, line 1, after "THIRTY" insert "CALENDAR".

Page 4, strike lines 2 and 3 and substitute "OR THE CLAIMANT'S ATTORNEY, WHICH REQUEST IS SENT TO THE INSURER'S REGISTERED AGENT, A STATEMENT SETTING FORTH THE FOLLOWING INFORMATION WITH".

Page 4, line 4, strike "INSURANCE," and substitute "INSURANCE OF THE NAMED INSURED,".

Page 4, line 7, strike "PARTY;" and substitute "PARTY, AS THE NAME APPEARS ON THE DECLARATIONS PAGE OF THE POLICY;".

Page 4, line 8, after "COVERAGE;" add "AND".

Page 4, strike lines 9 through 11.

Renumber succeeding subparagraph accordingly.

Page 4, lines 13 and 14, strike "OR AN INSURED PARTY'S INSURANCE AGENT,".

Page 4, strike lines 17 through 21 and substitute "PARTY.".

Page 4, line 22, strike "OR AN INSURED PARTY".

Page 4, line 25, after the second "THE" insert "RECEIPT OF THE".

Page 4, lines 26 and 27, strike "OR AN INSURED PARTY".

Page 5, line 1, strike "OR INSURED PARTY".

Page 5, strike lines 4 through 13 and substitute:

"(4) THE CLAIMANT AND ANY ATTORNEY OF THE CLAIMANT SHALL NOT DISCLOSE TO ANY PARTY THE INFORMATION DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION; EXCEPT THAT THE CLAIMANT AND AN ATTORNEY OF THE CLAIMANT MAY DISCUSS THE INFORMATION WITH THE
CLAIMANT'S INSURER.

(5) As used in this section, unless the context otherwise requires, "CLAIMANT" means a person that has provided notice to an insurer of a potential claim.

SECTION 3. Act subject to petition - effective date. This act takes effect January 1, 2020; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

HB19-1289 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 4, strike "(1)(mmm),".

Page 3, strike lines 17 through 23 and substitute:

"(kkk) knowingly or recklessly engages in any unfair, unconscionable, abusive, or deceptive act or practice;

(lll) knowingly or recklessly engages in any conduct that creates a likelihood of confusion or misunderstanding.".

Page 4, line 20, strike "A" and substitute "FOR ACCOUNTING PURPOSES, A".

Page 5, strike lines 7 through 27.

Strike pages 6 through 8.

Page 9, strike line 1.

Renumber succeeding sections accordingly.

Page 9, line 2, strike "1, 2, and 4" and substitute "1 and 2".

Page 1, line 104, strike "ACTS AND" and substitute "ACTS."

Page 1, strike line 105.

STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1273 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend printed bill, page 14, line 27, strike "HAS THE RIGHT TO" and substitute "MAY".

Page 15, line 2, strike "HAVE THE RIGHT TO" and substitute "MAY".

Page 15, lines 9 and 10, strike "THE RIGHT TO".

Page 15, strike line 16 and substitute "OR FOR OTHER PURPOSES.".

Page 15, line 17, strike "AS A REPRESENTATIVE.".

Page 15, line 18, strike "HAS THE RIGHT TO" and substitute "MAY HAVE".

Page 16, line 17, strike "OR GROUP SICKOUT" and substitute "GROUP SICKOUT, OR WORK SLOWDOWN".

Page 26, after line 26 insert:
"(7) A PARTNERSHIP AGREEMENT RESULTING FROM AN ARBITRATION AWARD PURSUANT TO THIS SECTION IS SUBJECT TO THE LIMITATIONS REGARDING THE APPROPRIATION OF MONEY BY THE GENERAL ASSEMBLY SPECIFIED IN SECTION 24-50-1109 (6)."

Page 27, line 5, strike "COURT OF APPEALS ENFORCE" and substitute "DISTRICT COURT REVIEW".

Page 27, line 8, strike "ENFORCEMENT" and substitute "REVIEW".

SB19-194 be referred to the Committee of the Whole with favorable recommendation.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:

HB19-1300 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, line 2, strike "ISSUED." and substitute "ISSUED UNLESS THE CERTIFICATE HOLDER APPLIES TO HAVE THE CERTIFICATION RENEWED.".

SB19-077 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, lines 5 and 6, strike "A PUBLIC UTILITY" and substitute "AN ELECTRIC PUBLIC UTILITY".
Page 4, line 13, after the period add "The commission shall consider revenues from electric vehicles in the utility's service territory in evaluating the retail rate impact. The retail rate impact from the development of electric vehicle infrastructure must not exceed one-half of one percent of the total annual revenue requirements of the utility.".

Page 4, lines 20 and 21 strike "electric utility's most recent rate of return on equity" and substitute "electric public utility's weighted average cost of capital, including the most recent rate of return on equity,".

Page 5, after line 2 insert:

"(2) By May 15, 2020, an electric utility must submit to the commission a proposal for a specific rate class for commercial and industrial facilities used to charge electric vehicles."

Strike "electric utility" and substitute "electric public utility" on:
Page 4, line 20; Page 5, line 7; Page 6, lines 3 and 4.

FIRST MAJORITY REPORT OF FIRST CONFERENCE COMMITTEE on HB19-1131

This Report Amends the Reengrossed Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1131, concerning a requirement to share the wholesale acquisition cost of a drug when sharing information concerning the drug with another party, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 2, line 16, strike "and wholesale acquisition costs".

Page 3, line 1, after "activity" insert "that does not include conversations at scientific conferences and".

Page 3, line 24, strike "and wholesale acquisition costs".

Page 4, line 5, after "activity" insert "that does not include conversations at scientific conferences and".

Respectfully submitted,

House Committee: Senate Committee:
(signed) (signed)
Sonya Jacques Lewis Rhonda Fields
Susan Lontine Faith Winter
FIRST MINORITY REPORT OF FIRST CONFERENCE COMMITTEE
on HB19-1131

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1131,
concerning a requirement to share the wholesale acquisition cost of a drug
when sharing information concerning the drug with another party, has met
and a minority thereof reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill
and that the rerevised bill be adopted without change.

Respectfully submitted,

House Committee: Senate Committee:
(signed) (signed)
Susan Beckman Jim Smallwood

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and returns herewith:
HB19-1178, 1217, and 1080.
The Senate has voted to concur in House Amendments to SB19-144 and
the bill has been repassed as amended.

INTRODUCTION OF BILL
First Reading

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

HB19-1320 by Representative(s) Kennedy and Lontine--Concerning
requiring certain health care providers to be accountable to
their communities.
Committee on Health & Insurance

On motion of Representative Garnett, the following bill(s) will be
calendared for General Orders on April 11, 2019: HB19-1285, 1290,
1291, 1301, SB19-194.
On motion of Representative Garnett, the following bill(s) calendared for
General Orders, April 11, will be calendared for April 12, 2019:
HB19-1257, 1258, 1261.
On motion of Representative Garnett, the following bill(s) calendared for General Orders, April 11, will be calendared for April 15, 2019:

HB19-1076.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., April 11, 2019.

Approved:
KC Becker,

Speaker
Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Trinitee Barnes, Girl Scout Troop #386, Home School, Pueblo.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Landgraf, Williams--2.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Landgraf, Williams--2.

The Speaker declared a quorum present.

On motion of Representative McCluskie, the House Journal of April 10, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1227 by Representative(s) Benavidez; also Senator(s) Lee--Concerning a requirement that the department of personnel create a prevailing wage working group to determine the appropriate manner in which to implement a prevailing wage requirement for state contracts.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1271 by Representative(s) Arndt; also Senator(s) Coram--
Concerning a clarification of the authority of the Colorado
water conservation board to augment stream flows with
acquired water rights that have been previously decreed
for augmentation use.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. E
Esgar Y Kraft-Tharp Y Roberts Y Wilson N

Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Buentello, Esgar,
Gonzales-Gutierrez, Gray, Kipp, McCluskie, Mullica, Roberts, Snyder, Speaker

HB19-1272 by Representative(s) Bird; also Senator(s) Winter and
Priola--Concerning housing authority participation in the
Colorado new energy improvement district program.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Buck N Gray Y McKeans N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. E
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Buentello, Cutter, Exum, Garnett, Gray, Hooton, Jackson, Jaquez Lewis, Kennedy, Lontine, Michaelson Jenet, Mullica, Snyder, Valdez A., Weissman, Speaker

SB19-139 by Senator(s) Coram and Moreno, Priola; also Representative(s) Galindo and Singer--Concerning the issuance by the department of revenue of identification documents to people who are not lawfully present in Colorado on a permanent basis, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
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Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. E
HB19-1239 by Representative(s) Tipper and Caraveo; also Senator(s) Priola and Winter--Concerning the promotion of an accurate count in the decennial census by creating a census outreach program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The Speaker announced the following temporary committee appointment(s) for April 11, 2019 only:

**State, Veterans, and Military Affairs**
Representative Landgraf to replace Representative Williams
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 12, retaining place on Calendar:

Consideration of Senate Amendment(s)--HB19-1207, 1030, 1208.

_______________
House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

PUBLIC HEALTH CARE & HUMAN SERVICES

After consideration on the merits, the Committee recommends the following:

HB19-1307 be referred to the Committee of the Whole with favorable recommendation.

SB19-133 be referred favorably to the Committee on Finance.

TRANSPORTATION & LOCAL GOVERNMENT

After consideration on the merits, the Committee recommends the following:

HB19-1265 be referred favorably to the Committee on Appropriations.

HB19-1281 be postponed indefinitely.

_______________

PRINTING REPORT

The Chief Clerk reports the following bill has been correctly printed:

HB19-1320.

_______________

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-181.

_______________
House in recess. House reconvened.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

HB19-1298 be referred favorably to the Committee on Transportation & Local Government.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:

HB19-1309 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 4, line 17, after "PROVISIONS OF" insert "THE "MOBILE HOME PARK ACT" CREATED IN PART 2 OF ARTICLE 12 OF TITLE 38 AND".

Page 4, lines 20 and 21, strike "THE "MOBILE HOME PARK ACT DISPUTE RESOLUTION AND ENFORCEMENT PROGRAM", IN ACCORDANCE WITH".

Page 4, line 22, strike "38-12-904" and substitute "38-12-904 (2)(j).".

Page 6, line 27, strike "a right to" and substitute "a right to THE OPTION OF".

Page 7, strike lines 1 through 4 and substitute "section 38-12-216, Colorado Revised Statutes, of the "Mobile Home Park Act.".

Page 8, line 8, strike "SIXTY" and substitute "THIRTY".

Page 8, strike lines 12 through 20 and substitute "remove the home and vacate the premises. In all other circumstances, if the home owner wishes to extend such period beyond 48 hours THIRTY DAYS but not more than thirty SIXTY days from the date of the ruling, the home owner shall prepay to the landlord an amount equal to any total amount declared by the court to be due to the landlord, as well as a pro rata share of rent for each day following the court's ruling that the mobile home owner will remain on the premises. All prepayments shall be paid by certified check, by cashier's check, or by wire transfer and shall be paid no later than 48 hours THIRTY DAYS after the court ruling. ALTERNATIVELY, IF A HOME OWNER CHOOSES TO REMAIN ON THE PREMISES FOR MORE THAN THIRTY DAYS, A HOME OWNER MAY ALLOW THE LANDLORD TO PLACE A LIEN ON THE HOME OWNER'S MOBILE HOME THAT IS EQUAL IN VALUE TO THE PRO RATA SHARE OF RENT FOR EACH DAY FOLLOWING THE COURT'S RULING THAT THE HOME OWNER REMAINS ON THE PREMISES."

Page 9, line 1, strike "SIXTY" and substitute "THIRTY".
Page 9, strike lines 4 through 10 and substitute "forty-eight hours from the entry of judgment, which may be extended to not more than thirty-sixty days after the entry of judgment if the home owner has prepaid by certified check, by cashier’s check, or by wire transfer no later than forty-eight hours. Thirty days after the court ruling to the landlord an amount equal to any total amount declared by the court to be due to the landlord, as well as a pro rata share of rent for each day following the court’s ruling that the mobile home owner will remain on the premises,  

OR, IF A HOME OWNER Chooses TO REMAIN ON THE PREMISES FOR MORE THAN THIRTY DAYS, A HOME OWNER MAY ALLOW THE LANDLORD TO PLACE A LIEN ON THE HOME OWNER’S MOBILE HOME THAT IS EQUAL IN VALUE TO THE PRO RATA SHARE OF RENT FOR EACH DAY FOLLOWING THE COURT’S RULING THAT THE HOME OWNER REMAINS ON THE PREMISES, IN”.

Page 14, line 11, after "SPECIFY" insert "THE BASIS FOR THE DIVISION'S DETERMINATION,”.

Page 14, line 15, strike "PENALTIES." and substitute "PENALTIES BY MEANS OF AN ADMINISTRATIVE HEARING.”.

Page 14, line 20, after "INCLUDE" insert "THE BASIS FOR THE DIVISION'S DETERMINATION AND".

Page 14, line 25, after "FINAL" insert "AGENCY".

Page 16, line 19, after "FINAL" insert "AGENCY".

Page 17, line 2, strike "MAIL" and substitute "SEND".

Page 18, line 8, strike "ANNUALLY".

Page 19, line 24, strike "The" and substitute "FOR THE 2020 CALENDAR YEAR, THE DIVISION SHALL CHARGE EACH LANDLORD A TWENTY-FOUR DOLLAR REGISTRATION FEE FOR EACH MOBILE HOME INDEPENDENTLY OWNED ON RENTED LAND WITHIN THE LANDLORD’S MOBILE HOME PARK. EACH YEAR THEREAFTER, THE”.

Page 19, line 26, strike "WITHIN A" and substitute "INDEPENDENTLY OWNED ON RENTED LAND WITHIN THE LANDLORD’S”.

Page 20, line 14, after "FEE OF" insert "UP TO".

Page 22, strike lines 18 through 22.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HJR19-1013, HR19-1005; SB19-052, 183, 209, 210, 211, and 212.
DELIVERY OF BILL TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bill has been delivered to the Office of the Governor: HB19-1177 at 4:13 p.m. on April 11, 2019.

MESSAGE FROM THE SENATE

The Senate has voted to concur in House Amendments to SB19-065 and the bill has been repassed as amended.

The Senate has voted to not concur in House Amendments to SB19-090 and requests that a conference committee be formed. The President has appointed Senators Donovan, Chair, Todd, and Scott as conferees on the First Conference Committee on SB19-090. The Senate has voted to grant permission for the First Conference Committee on SB19-090 to go beyond the scope of the differences between the two houses.

The Senate has voted to concur in House Amendments to SJR19-008 and the resolution has been readopted as amended.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-159 and 145.

SB19-155    Amended in Special Orders as printed in Senate Journal, April 10, 2019.

SB19-146    Amended in Special Orders as printed in Senate Journal, April 10, 2019.

SB19-054    Amended in Special Orders as printed in Senate Journal, April 10, 2019.

HB19-1023 Amended in Special Orders as printed in Senate Journal, April 10, 2019.

The Senate has passed on Third Reading and returns herewith: HB19-1214 and 1128.

The Senate has adopted and returns herewith: HJR19-1013.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment,   SB19-145 and 159.
without comment, as amended, HB19-1023.
without comment, as amended, SB19-054, 146, and 155.
INTRODUCTION OF BILLS
First Reading

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

**SB19-054** by Senator(s) Crowder; also Representative(s) Valdez D.--
Concerning the regulation of surplus military vehicles for the purposes of operation on the highway, and, in connection therewith, making an appropriation.
Committee on Transportation & Local Government

**SB19-145** by Senator(s) Todd; also Representative(s) Valdez A.--
Concerning the continuation of the regulation of dialysis care by the department of public health and environment.
Committee on Business Affairs & Labor

**SB19-146** by Senator(s) Pettersen; also Representative(s) Kennedy--
Concerning the continuation of the regulation by the department of public health and environment of entities that provide home care services, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Committee on State, Veterans, & Military Affairs

**SB19-155** by Senator(s) Williams A. and Priola; also Representative(s) Kraft-Tharp and Snyder--Concerning the continuation of the state board of accountancy, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Committee on Business Affairs & Labor

On motion of Representative Garnett, the following bill(s) calendared for General Orders, April 12, will be calendared for April 15, 2019:
**HB19-1261**.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 12, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brenda Quinn, Living Way Fellowship, Highlands Ranch.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Amelia and Leanna Foote, Ryan Elementary School, Lafayette.

The roll was called with the following result:

Present--59.

Excused--Representative(s) Jackson, Lewis, McKeen, Sirota, Tipper, Valdez A.--6.

Present after roll call--Representative(s) Jackson, Lewis, Sirota, Tipper, Valdez A.

The Speaker declared a quorum present.

On motion of Representative McCluskie, the House Journal of April 11, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1013 be referred to the Committee of the Whole with favorable recommendation.

HB19-1088 be referred to the Committee of the Whole with favorable recommendation.

HB19-1110 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend the Education Committee Report, dated February 7, 2019, page 1, before line 1 insert:

"Amend printed bill, page 2, line 14, strike "(2)" and substitute "(2) (a)".

Page 2, line 18, after "EDUCATION." insert "THE REPORT MUST INCLUDE, BUT IS NOT LIMITED TO:

(I) RECOMMENDED REVISIONS TO STATE EDUCATION STANDARDS FOR READING, WRITING, AND CIVICS, PURSUANT TO SECTION 22-7-1005 (2)(a), TO IMPLEMENT MEDIA LITERACY IN ELEMENTARY AND SECONDARY EDUCATION;

(II) RECOMMENDED MATERIALS AND RESOURCES FOR TEACHERS TO ADOPT FOR MEDIA LITERACY INSTRUCTION;

(III) RECOMMENDED LEGISLATION OR RULES TO IMPLEMENT MEDIA LITERACY IN ELEMENTARY AND SECONDARY EDUCATION;

(IV) BEST PRACTICES FOR SCHOOL DISTRICTS TO DEVELOP POLICIES AND PROCEDURES REGARDING MEDIA LITERACY;

(V) STRATEGIES TO SUPPORT SCHOOL DISTRICTS IMPLEMENTING THE BEST PRACTICES AND RECOMMENDATIONS DEVELOPED BY THE COMMITTEE; AND

(VI) RECOMMENDED OPPORTUNITIES TO RECOGNIZE STUDENTS AND TEACHERS WHO DEMONSTRATE EXCELLENCE IN MEDIA LITERACY."

Page 2, line 19, strike "(a)" and substitute "(b)".

Page 2, line 20, strike "COMMITTEE:" and substitute "COMMITTEE NO LATER THAN JULY 15, 2019:".

Page 1 of the report, line 1, strike "Amend printed bill, page" and substitute "Page".

Page 2 of the report, strike lines 9 through 12 and substitute "DEFINED IN SECTION 22-7-1211 (4);".

Page 2 of the report, line 13, strike "(I)" and substitute "(X)".

Page 2 of the report, line 15, strike "(II)" and substitute "(XI)".

Page 2 of the report, line 17, strike "(III)" and substitute "(XII)".

Page 2 of the report, line 19, strike "(IV)" and substitute "(XIII)".

Page 2 of the report, strike lines 22 through 27 and substitute:

"Page 3, strike lines 1 through 6.".

"Page 3, strike lines 10 through 27 and substitute:

"(3) (a) ON OR BEFORE JULY 15, 2019, THE COMMISSIONER OF EDUCATION SHALL HIRE A CONSULTANT TO PERFORM THE RESEARCH AND ANALYSIS REQUIRED FOR THE REPORT AND TO DRAFT THE REPORT.

(b) THE CONSULTANT SHALL DISTRIBUTE HIS OR HER RESEARCH, ANALYSIS, AND DRAFT REPORTS TO THE COMMITTEE MEMBERS FOR FEEDBACK AT LEAST MONTHLY.".

Page 2 of the report, after line 27 insert:

"Page 4, strike lines 1 through 6.".
Page 2 of the report, strike lines 28 and 29 and substitute:

"Page 4, strike lines 7 through 11 and substitute:

"(4) On or before November 1, 2019, the committee and consultant shall convene to discuss the draft report and make recommendations for the final report to be submitted pursuant to subsection (5) of this section.".".

Page 2 of the report, after line 29 insert:

"Page 4, after line 11 insert:

"(5) On or before January 1, 2020, the committee shall submit the written report of its findings, recommendations, and summaries of the committee's discussions and diverse opinions regarding the findings and recommendations contained in the final report to the education committees of the house of representatives and the senate, or any successor committees.".".

Page 2 of the report, strike line 31.

Page 2 of the report, after line 31 insert:

"Page 4 of the bill, after line 18 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $19,816 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for content specialists.".

Renumber succeeding section accordingly.

Page 1 of the bill, line 102, strike "EDUCATION." and substitute "EDUCATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." "."

HB19-1120 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Public Health Care & Human Services Committee Report, dated March 1, 2019, page 7, after line 39 insert:

"SECTION 8. Appropriation. For the 2019-20 state fiscal year, $116,550 is appropriated to the department of education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.9 FTE. To implement this act, the department may use this appropriation for mental health education resource bank and technical assistance.".

Renumber succeeding sections accordingly.

Page 8 of the report, after line 5 insert: "Page 1, line 101, strike "SUICIDE." and substitute "SUICIDE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".
HB19-1122  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 12, after line 10 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year,
$145,167 is appropriated to the department of public health and
environment. This appropriation is from the general fund and is based on
an assumption that the department will require an additional 1.6 FTE. To
implement this act, the department may use this appropriation for
maternal and child health.".

Renumber succeeding section accordingly.

Page 1, line 3, strike "ENVIRONMENT." and substitute "ENVIRONMENT,
AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1132  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend the Rural Affairs & Agriculture Committee Report, dated
February 21, 2019, page 5, after line 26 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year,
$168,942 is appropriated to the department of education. This
appropriation is from the general fund and is based on an assumption that
the department will require an additional 0.3 FTE. To implement this act,
the department may use this appropriation for local school food
purchasing programs.".

Renumber succeeding section accordingly.

Page 5 of the report, after line 36 insert: "Page 1, line 101, strike
"SCHOOLS." and substitute "SCHOOLS, AND, IN CONNECTION
THEREWITH, MAKING AN APPROPRIATION.".

HB19-1133  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 7, after line 17, insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year,
$632,717 is appropriated to the department of public health and
environment for use by the prevention services division. This
appropriation is from the general fund and is based on an assumption that
the division will require an additional 0.6 FTE. The division may use this
appropriation to implement this act.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "NETWORK." and substitute "NETWORK, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION.".
HB19-1134 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 11, after line 6 insert:

"SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $106,196 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $94,676 for the working group for identification of and educational support for students with dyslexia; and

(b) $11,520 for the dyslexia markers pilot program."

Renumber succeeding section accordingly.

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

HB19-1171 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 27 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $463,729 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the child nutrition school lunch protection program.".

Renumber succeeding section accordingly.

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

HB19-1184 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, before line 8 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $89,474 is appropriated to the legislative department for use by the legislative council staff. This appropriation is from the general fund and is based on an assumption that the legislative council staff will require an additional 0.9 FTE. To implement this act, the legislative council staff may use this appropriation to develop procedures for requesting, completing and updating demographic notes."

Adjust succeeding section accordingly.

Page 1, line 103, strike "BILLS." and substitute "BILLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".
HB19-1187 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 5, after line 14 insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year, $250,000 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the school counselor corps grant program.".

Renumber succeeding section accordingly.

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

HB19-1188 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, after line 10 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $81,911 is appropriated to the legislative department for use by the legislative council. This appropriation is from the general fund. To implement this act, the legislative council may use this appropriation as follows:

(a) $76,258 for personal services, which amount is based on an assumption that the legislative council will require an additional 0.9 FTE; and
(b) $5,653 for operating expense.".

Renumber succeeding section accordingly.

Page 1, line 103, strike "MEASURES." and substitute "MEASURES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1202 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 16, after line 21 insert:

"SECTION 3. In Colorado Revised Statutes, 23-18-308, amend (1)(b) and (1)(c); and add (1)(d) as follows:

23-18-308. Fee-for-service contracts - limited purpose. (1) Subject to available appropriations, the department shall enter into fee-for-service contracts for the following purposes:
(b) The inclusive higher education pilot program pursuant to section 23-75-104; and
(c) Cybersecurity and distributed ledger technologies, such as
blockchains, as set forth in sections 24-33.5-1904 and 24-33.5-1905;

AND

(d) THE FOOD SYSTEMS ADVISORY COUNCIL PURSUANT TO PART
11 TO ARTICLE 31 OF TITLE 23.".

Renumber succeeding sections accordingly.

Page 16, before line 24 insert:

"SECTION 5. Appropriation. (1) For the 2019-20 state fiscal
year, $100,317 is appropriated to the department of higher education.
This appropriation is from the general fund. To implement this act, the
department may use this appropriation for the college opportunity fund
program to be used for limited purpose fee-for-service contracts with
state institutions.

(2) For the 2019-20 state fiscal year, $100,317 is appropriated to
the department of higher education. This appropriation is from
reappropriated funds received from the limited purpose fee-for-service
contracts with state institutions under subsection (1) of this section. To
implement this act, the department may use this appropriation for the
board of governors of the Colorado state university system for allocation
to the food systems advisory council. This amount is based on an
assumption that the system will require an additional 0.9 FTE.".

Renumber succeeding section accordingly.

Page 1, line 101, strike "COUNCIL." and substitute "COUNCIL, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1216 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 7, after line 3 insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year,
$26,054 is appropriated to the department of regulatory agencies for use
by the division of insurance. This appropriation is from the division of
insurance cash fund created in section 10-1-103 (3), C.R.S., and is based
on an assumption that the division will require an additional 0.4 FTE. To
implement this act, the division may use this appropriation for personal
services."

Renumber succeeding section accordingly.

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

HB19-1228 be referred to the Committee of the Whole with favorable
recommendation.
HB19-1233  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 9, after line 22 insert:

"SECTION 9. Appropriation. For the 2019-20 state fiscal year,
$109,679 is appropriated to the department of regulatory agencies for use
by the division of insurance. This appropriation is from the division of
insurance cash fund created in section 10-1-103 (3), C.R.S. To
implement this act, the division may use this appropriation as follows:
(a) $109,299 for personal services, which amount is based on an
assumption that the division will require an additional 0.4 FTE; and
(b) $380 for operating expenses.".

Renumber succeeding section accordingly.

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

HB19-1247  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 2, line 10, strike "PRODUCT ORIGIN" and
substitute "THE ORIGIN OF PRODUCTS, OTHER THAN BEEF AND PORK, ".

HB19-1250  be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 6, strike lines 2 through 9 and substitute:

"SECTION 8. In Colorado Revised Statutes, add 17-18-127 as
follows:

17-18-127. Appropriation to comply with section 2-2-703 -
H.B. 19-1250 - repeal. (1) PURSUANT TO SECTION 2-2-703, THE
FOLLOWING STATUTORY APPROPRIATIONS ARE MADE IN ORDER TO
IMPLEMENT HOUSE BILL 19-1250, ENACTED IN 2019:
(a) For the 2019-20 state fiscal year, one hundred
seventy-eight thousand four hundred seventy-one dollars is
appropriated from the capital construction fund created in
section 24-75-302, to the corrections expansion reserve fund
created in section 17-1-116.
(b) For the 2020-21 state fiscal year, thirty-nine
thousand seven hundred one dollars is appropriated to the
department from the general fund.
(c) For the 2021-22 state fiscal year, forty-three
thousand nine hundred sixteen dollars is appropriated to the
department from the general fund.
(d) For the 2022-23 state fiscal year, forty-three
thousand three hundred eleven dollars is appropriated to the
DEPARTMENT FROM THE GENERAL FUND.

(e) For the 2023-24 state fiscal year, forty-one thousand four hundred ninety-one dollars is appropriated to the Department from the general fund.

(2) This section is repealed, effective July 1, 2024.

SECTION 9. In Colorado Revised Statutes, 24-75-302, add (2)(gg) as follows:

24-75-302. Capital construction fund - capital assessment fees - calculation - information technology capital account - repeal.

(2) The controller shall transfer a sum as specified in this subsection (2) from the general fund to the capital construction fund as moneys become available in the general fund during the fiscal year beginning on July 1 of the fiscal year in which the transfer is made. Transfers between funds pursuant to this subsection (2) are not appropriations subject to the limitations of section 24-75-201.1. The amounts transferred pursuant to this subsection (2) are as follows:

(gg) For the 2019-20 fiscal year, one hundred seventy-eight thousand four hundred seventy-one dollars pursuant to H.B. 19-1250, enacted in 2019."

Renumber succeeding sections accordingly.

Page 1, line 101, strike "OFFICER." and substitute "OFFICER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1255 be referred to the Committee of the Whole with favorable recommendation.

HB19-1262 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 17, after line 26 insert:

"SECTION 12. Appropriation. For the 2019-20 state fiscal year, $183,722,505 is appropriated to the department of education. This appropriation consists of $174,782,914 from the general fund and $8,939,591 from the state education fund created in section 17 (4)(a) of article IX of the state constitution. To implement this act, the department may use this appropriation for the state share of districts' total program funding.


To implement this act, the cash funds appropriation from the state education fund created in section 17 (4)(a) of article IX of the state constitution, made in the annual general appropriation act for the 2019-20 state fiscal year to the department of education for hold-harmless full-day kindergarten funding is decreased by $8,939,591.

Renumber succeeding section accordingly.

Page 1, line 102, strike "PROGRAMS." and substitute "PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION.".
HB19-1265 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 3, after line 23 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year,
$3,375 is appropriated to the department of revenue for use by the
division of motor vehicles. This appropriation is from the licensing
services cash fund created in section 42-2-114.5 (1), C.R.S. To
implement this act, the department may use this appropriation for
DRIVES maintenance and support.".

Renumber succeeding section accordingly.

Page 1, line 103, strike "SNOWPLOW." and substitute "SNOWPLOW, AND,
IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1280 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend the Finance Committee Report, dated April 8, 2019, page 2, line
2, strike "ASSEMBLY,"." and substitute "ASSEMBLY WITH RESPECT TO ANY
MONEY IN THE MASTER ACCOUNT THAT IS NOT CUSTODIAL MONEY
OBTAINED THROUGH GIFTS, GRANTS, OR DONATIONS ONLY,".".

Page 2 of the report, after line 3 insert:

"Page 11 of the bill, strike line 16.

Page 11 of the bill, line 17, strike "ASSEMBLY, THE" and substitute:

"(c) THE".".

EDUCATION

After consideration on the merits, the Committee recommends the
following:

HB19-1249 be postponed indefinitely.

HB19-1276 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, page 3, line 20, strike "AS PROVIDED".

Page 3, strike lines 21 through 24.

Page 8, after line 10 insert:
(6) The General Assembly may annually appropriate money to the department to implement the program, including money from the marijuana tax cash fund created in section 39-28.8-501. In addition, the department may accept and expend gifts, grants, or donations from private or public sources for the purposes of the program; except that the department may not accept a gift, grant, or donation if it is subject to conditions that are inconsistent with this article or any other law of the state."

Renumber succeeding subsection accordingly.

Page 8, line 20, strike "(6)(b)" and substitute "(7)(b)".

Page 9, line 10, strike "(6)(b)" and substitute "(7)(b)".

Page 9, strike lines 12 through 27 and substitute:

"SECTION 2. In Colorado Revised Statutes, 22-14-109, amend (1); and repeal and reenact, with amendments, (4) as follows:

(4) The General Assembly may annually appropriate money to the department to implement the student re-engagement grant program created in this section, including money from the marijuana tax cash fund created in section 39-28.8-501. In addition, the department may accept and expend gifts, grants, or donations from private or public sources for the purposes of the program; except that the department may not accept a gift, grant, or donation if it is subject to conditions that are inconsistent with this article 14 or any other law of the state.".

Strike page 10.

Page 11, strike lines 1 through 5.

SB19-002 be referred favorably to the Committee on Finance.

SB19-010 be referred favorably to the Committee on Appropriations.

SB19-189 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 2, line 2, strike "repeal" and substitute "amend".

Page 2, strike lines 5 through 8 and substitute:

"membership - duties - reports. (8) (a) This section is repealed, effective July 1, 2019. JULY 1, 2024.
(b) Prior to said repeal, the board shall be reviewed as provided in section 2-3-1203. C.R.S."

Page 2, after line 16, insert:

"SECTION 3. In Colorado Revised Statutes, 2-3-1203, add (15)(a)(VI) as follows:
2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (15) (a) The following statutory authorizations for the designated advisory committees are scheduled for repeal on September 1, 2024:
(VI) THE CONCURRENT ENROLLMENT ADVISORY BOARD CREATED IN SECTION 22-35-107."

Renumber succeeding section accordingly.

ENERGY & ENVIRONMENT
After consideration on the merits, the Committee recommends the following:

**HB19-1260** be referred to the Committee of the Whole with favorable recommendation.

**HB19-1279** be referred favorably to the Committee on Appropriations.

**HB19-1284** be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

**HB19-1305** be referred to the Committee of the Whole with favorable recommendation.

**SB19-004** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 6, line 1, after "EMPLOYER" insert "FULLY INSURED", and strike "OR".

Page 6, strike line 2 and substitute "EMPLOYER FULLY INSURED MARKET, OR THE EMPLOYER SELF-INSURED MARKET."

Page 6, after line 19 insert:

"SECTION 5. In Colorado Revised Statutes, 10-16-1004, amend (5) as follows:

10-16-1004. Health care coverage cooperatives - establishment - fees. (5) (a) Except as allowed by section 10-16-1014 OR SUBSECTION (5)(b) OF THIS SECTION, the division of insurance shall not participate in the formation or administration of a health care coverage cooperative created pursuant to this part 10.

(b) THE COMMISSIONER MAY PROVIDE TECHNICAL ASSISTANCE IN THE FORMATION OF A COOPERATIVE CREATED PURSUANT TO THIS PART 10 SO LONG AS THE COOPERATIVE IS NOT FORMED OR ADMINISTERED BY THE COMMISSIONER AS AN ENTITY OR INSTRUMENTALITY OF THE STATE.

SECTION 6. In Colorado Revised Statutes, 10-16-1008, amend (1) as follows:

10-16-1008. Administrative structure of cooperatives - board of directors - officers - employees. (1) (a) (I) The affairs of the cooperative shall be managed in accordance with the legal structure required of the entity and, EXCEPT AS PROVIDED IN SUBSECTION (1)(a)(II) OF THIS SECTION, governed by persons elected by the members from their own number. The governing body of the cooperative shall adopt bylaws and rules for the cooperative.

(II) THE MEMBERS OF THE COOPERATIVE MAY ELECT TO THE GOVERNING BODY UP TO THREE INDIVIDUALS WHO ARE NOT ABLE TO JOIN THE COOPERATIVE AS MEMBERS, BUT AT LEAST EIGHTY PERCENT OF THE GOVERNING BOARD MUST CONSIST OF MEMBERS OF THE COOPERATIVE.

(b) Members of a cooperative shall be entitled to equal participation and benefit from the cooperative; except that a cooperative at its option may extend voting rights to eligible employees.

(c) The governing body of the cooperative shall meet at such times and places as it determines necessary to operate the cooperative in accordance with this part 10."

Renumber succeeding sections accordingly.

Page 13, line 25, strike the first "and", and strike "(1)(e)" and substitute "(1)(e); and add (2)".

Page 14, after line 17 insert:

"(2) THE TECHNICAL ASSISTANCE THE COMMISSIONER MAY PROVIDE PURSUANT TO SUBSECTION (1) OF THIS SECTION MAY INCLUDE:

(a) PROVIDING TECHNICAL ASSISTANCE IN THE FORMATION OF A COOPERATIVE PURSUANT TO THIS PART 10 SO LONG AS THE COOPERATIVE IS NOT FORMED OR ADMINISTERED BY THE COMMISSIONER AS AN ENTITY OR INSTRUMENTALITY OF THE STATE;"
(b) Educating Communities, Businesses, and Nonprofit Organizations about Cooperatives; and
(c) Advertising or otherwise publicizing successful Cooperatives that have been formed in the State.

SB19-162 be referred favorably to the Committee on Appropriations.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1316 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, lines 20 and 21, strike "DETAILING THE INVESTIGATION AND MAKING RECOMMENDATIONS RELATING TO" and substitute "ADDRESSING THE FACTORS SET FORTH IN SUBSECTION (2)(b)(II) OF THIS SECTION AND STATING A POSITION AS TO WHETHER"

Page 4, line 22, strike "PARTY." and substitute "PARTY IS IN THE UNDERAGE PARTY'S BEST INTERESTS.".

Page 4, strike lines 23 through 25 and substitute:

"(II) THE COURT SHALL CONSIDER ALL RELEVANT FACTORS, INCLUDING:
   (A) THE WISHES OF THE UNDERAGE PARTY;"

Reletter succeeding sub-subparagraphs accordingly.

Page 6, line 5, strike "and (2)".

Page 6, line 12, after the first "of" insert "IDENTITY AND".

Page 6, line 13, after "license," insert "A PASSPORT,".

Page 6, strike lines 14 through 18.

SB19-154 be referred favorably to the Committee on Finance.

SB19-200 be referred to the Committee of the Whole with favorable recommendation.
APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-090--Representatives Gray, Chairman, Van Winkle and Hooton

CONSIDERATION OF RESOLUTION(S)

HJR19-1012 by Representative(s) Valdez D.; also Senator(s) Garcia--
Concerning the designation of Colorado State Highway 115 between Mile Markers 7 and 10.34 through the city of Florence as the "SFC Ray Adam Archuletta Memorial Highway".

(Printed and placed in members' files.)

On motion of Representative Valdez A., the resolution was read at length and adopted by viva voce vote.


FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB19-207

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB19-207, concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2019, except as otherwise noted, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Page 69, line 3, in the ITEM & SUBTOTAL column strike "156,794,282" and substitute "156,625,340" and in the GENERAL FUND column strike "264,061" and substitute "95,119".
Adjust affected totals accordingly.

Page 213, line 3, in the GENERAL FUND column strike "23,912,939" and substitute "24,081,881" and in the CASH FUNDS column strike "4,166,330" and substitute "3,997,388".

Adjust affected totals accordingly.

Page 118, line 12, strike "Individuals^{15,15a,15b}" and substitute "Individuals^{15,15a}". in the TOTAL column strike "7,863,888,995" and substitute "7,863,388,995", in the GENERAL FUND column strike "1,373,358,069(M)" and substitute "1,373,108,069(M)", and in the FEDERAL FUNDS column strike "4,521,199,491" and substitute "4,520,949,491".

Adjust affected totals accordingly.

Page 135, strike lines 15 through 17.

Page 151, line 4, in the ITEM & SUBTOTAL column strike "150,931,042" and substitute "147,931,042".

Page 151, line 8, in the ITEM & SUBTOTAL column strike "469,027,393" and substitute "466,027,393" and in the GENERAL FUND column strike "100,557,533" and substitute "97,557,533".

Adjust affected totals accordingly.

Page 154, line 12, strike "System^{25,26a}" and substitute "System^{25b}" in the ITEM & SUBTOTAL column strike "754,736,682" and substitute "751,736,682", and in the REAPPROPRIATED FUNDS column strike "175,028,219" and substitute "172,028,219b".

Page 155, line 2, strike "$71,964,435" and substitute "$68,964,435".

Adjust affected totals accordingly.

Page 169, strike lines 14 through 16.

Page 190, line 2, in the ITEM & SUBTOTAL column strike "10,712,913" and substitute "10,462,913" and in the CASH FUNDS column strike "8,255,635n" and substitute "8,005,635m".

Adjust affected totals accordingly.

Page 192, line 5, strike "$1,873,672" and substitute "$1,623,672".

Page 314, line 9, in the ITEM & SUBTOTAL column strike "55,000" and substitute "110,000" and in the GENERAL FUND column strike "55,000" and substitute "110,000".

Adjust affected totals accordingly.

Page 318, line 13, in the ITEM & SUBTOTAL column strike "750,000" substitute "780,000" and in the GENERAL FUND column strike "750,000" and substitute "780,000".
Adjust affected totals accordingly.

Page 516, line 12, strike "Operations\textsuperscript{96a}" and substitute "Operations".

Page 521, strike lines 3 and 4.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 71, line 10, in the ITEM & SUBTOTAL column strike "25,000,000" and substitute "28,000,000" and in the CASH FUNDS column strike "25,000,000\textsuperscript{g}" and substitute "28,000,000\textsuperscript{g}.

Adjust affected totals accordingly.

Page 79, line 7, strike "$5,000,000" and substitute "$8,000,000".

Page 118, line 12, strike "Individuals\textsuperscript{15,15a,15bm} and substitute "Individuals\textsuperscript{15,15a,15b,15cm} in the TOTAL column strike "7,863,888,995" and substitute "7,872,797,176", in the GENERAL FUND column strike "1,373,358,069(M)" and substitute "1,377,812,160(M)", and in the FEDERAL FUNDS column strike "4,521,199,491" and substitute "4,525,653,581".

Adjust affected totals accordingly.

Page 121, line 14, strike "Services" and substitute "Services\textsuperscript{15cm} in the ITEM & SUBTOTAL column strike "85,585,603" and substitute "85,842,087".

Page 123, line 4, in the ITEM & SUBTOTAL column strike "678,021,134" and substitute "678,277,618", in the GENERAL FUND column strike "343,886,122" and substitute "344,014,364\textsuperscript{a}" and in the FEDERAL FUNDS column strike "326,683,243" and substitute "326,811,485".

Adjust affected totals accordingly.

Page 123, line 6, strike "$320,346,429" and substitute "$320,474,671".

Page 135, after line 17 insert:

\textsuperscript{15c} Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-Term Care Services for Medicaid Eligible Individuals; and Office of Community Living, Division of Intellectual and Developmental Disabilities, Program Costs, Adult Supported Living Services -- These line items include $9,164,665 total funds, including $4,582,333 General Fund, for the purpose of increasing provider rates for the portion of Consumer Directed Attendant Support Services and In-Home Support Services that pays for personal care and homemaker services.".
Page 118, line 12, strike "Individuals\textsubscript{15,15a,15b} and substitute "Individuals\textsubscript{15,15b} in the TOTAL column strike "7,863,888,995" and substitute "7,860,974,247", in the GENERAL FUND column strike "1,373,358,069(M)" and substitute "1,371,900,695(M)", and in the FEDERAL FUNDS column strike "4,521,199,491" and substitute "4,519,742,117".

Adjust affected totals accordingly.

Page 135, strike lines 9 through 13.

Page 203, line 9, in the ITEM & SUBTOTAL column strike "611,012" and substitute "711,012" and in the GENERAL FUND column strike "48,970" and substitute "148,970".

Adjust affected totals accordingly.

Page 241, line 9, strike "$500,000" and substitute "$100,000".

Page 208, line 6, in the ITEM & SUBTOTAL column strike "7,176,160" and substitute "6,907,168" and in the CASH FUNDS column strike "846,166" and substitute "577,174".

Adjust affected totals accordingly.

Page 208, line 12, strike "$711,862" and substitute "$442,870".

Page 210, line 12, in the ITEM & SUBTOTAL column strike "37,507,942" and substitute "32,347,796" and in the CASH FUNDS column strike "5,466,396" and substitute "306,250".

Adjust affected totals accordingly.

Page 212, line 1, strike "$5,160,146 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.,".

Page 430, line 2, in the ITEM & SUBTOTAL column strike "1,453,103" and substitute "1,053,103" and in the GENERAL FUND column strike "1,453,103" and substitute "1,053,103".

Adjust affected totals accordingly.

Page 455, line 13, in the ITEM & SUBTOTAL column strike "1,263,720" and substitute "434,720" and in the GENERAL FUND column strike "1,263,720" and substitute "434,720".

Adjust affected totals accordingly.

Page 457, line 3, in the ITEM & SUBTOTAL column strike "67,962,215" and substitute "68,791,215" and in the GENERAL FUND column strike "67,962,215" and substitute "68,791,215".

Adjust affected totals accordingly.

Page 471, strike lines 3 through 12 and substitute:
<table>
<thead>
<tr>
<th>Placement Type</th>
<th>Rates</th>
<th>Caseload</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard residential</td>
<td>$ 48.45</td>
<td>1,250</td>
<td>1,413 121 49,369,072</td>
</tr>
<tr>
<td>Cognitive behavioral treatment pilot program</td>
<td>$ 95.02</td>
<td>24</td>
<td>24 0 1,669,311</td>
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<tr>
<td>Intensive Residential Treatment</td>
<td>$ 93.47</td>
<td>39</td>
<td>43 68 5,131,683</td>
</tr>
<tr>
<td>Inpatient Therapeutic Community</td>
<td>$ 75.76</td>
<td>58</td>
<td>49 5 3,105,570</td>
</tr>
<tr>
<td>Residential Dual Diagnosis Treatment</td>
<td>$ 82.64</td>
<td>64</td>
<td>46 10 3,629,583</td>
</tr>
<tr>
<td>Sex Offender</td>
<td>$ 82.64</td>
<td>73</td>
<td>34 13 3,629,583</td>
</tr>
<tr>
<td>Standard Non-residential</td>
<td>$ 6.56</td>
<td>621.5</td>
<td>5 5 1,516,172</td>
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<tr>
<td>Outpatient Therapeutic Community</td>
<td>$ 23.52</td>
<td>55</td>
<td>25 6 740,240</td>
</tr>
<tr>
<td>Total</td>
<td>2,185</td>
<td>1,639</td>
<td>228 68,791,215</td>
</tr>
</tbody>
</table>

Page 516, line 12, in the TOTAL column strike "1,942,606,932" and substitute "1,912,606,932" and in the GENERAL FUND column strike "30,000,000".

Adjust affected totals accordingly.

Page 31, line 12, in the ITEM & SUBTOTAL column strike "18,007,458" and substitute "15,561,728" and in the GENERAL FUND column strike "18,007,458" and substitute "15,561,728".

Page 31, line 15, in the ITEM & SUBTOTAL column strike "39,010,073" and substitute "34,869,955" and in the GENERAL FUND column strike "39,010,073" and substitute "34,869,955".

Adjust affected totals accordingly.

Page 42 line 14, in the ITEM & SUBTOTAL column strike "1,037,392" and substitute "1,027,121" and in the REAPPROPRIATED FUNDS column strike "1,037,392" and substitute "1,027,121".

Page 42, line 15, in the ITEM & SUBTOTAL column strike "2,512,071" and substitute "2,508,458" and in the REAPPROPRIATED FUNDS column strike "364,865" and substitute "361,252".

Adjust affected totals accordingly.

Page 43, line 4, strike "Offender Treatment and Services" and substitute "Correctional Treatment Cash Fund Expenditures".

Page 45, strike lines 15 and 16 and substitute "Of this amount, $2,163,125 shall be transferred from the Judicial Department from the Correctional Treatment Cash Fund Expenditures line item appropriation in the Probation and Related Services section and $46,631 shall be transferred from the General Fund appropriation to the Offender Treatment and Services line item in the Probation and Related Services section. The transfer from the Offender Treatment and Services line item is for the provision of day reporting services.".
Page 212, line 10, strike "Offender Treatment and Services" and substitute "Correctional Treatment Cash Fund Expenditures".

Page 215, line 1, strike "Offender Treatment and Services" and substitute "Correctional Treatment Cash Fund Expenditures".

Page 453, line 14, in the ITEM & SUBTOTAL column strike "6,427,099" and substitute "6,429,581" and in the REAPPROPRIATED FUNDS column strike "471,013" and substitute "473,495".

Adjust affected totals accordingly.

Page 454, line 7, strike "$93,815" and substitute "$96,297".

Page 454, line 8, strike "Offender Treatment and Services" and substitute "Correctional Treatment Cash Fund Expenditures".

Page 457, line 6, in the ITEM & SUBTOTAL column strike "2,726,526" and substitute "2,707,740" and in the REAPPROPRIATED FUNDS column strike "2,726,526" and substitute "2,707,740".

Page 457, line 13, in the ITEM & SUBTOTAL column strike "2,642,016" and substitute "2,615,598" and in the REAPPROPRIATED FUNDS column strike "2,642,016" and substitute "2,615,598".

Adjust affected totals accordingly.

Page 458, line 5, strike "Offender Treatment and Services" and substitute "Correctional Treatment Cash Fund Expenditures".

Page 108, line 6, strike "$7,105,541" and substitute "$6,979,311".

Page 108, line 9, strike "$123,606" and substitute "$249,836".

Page 108, like 12, strike "$734,139" and substitute "$728,564".

Page 108, line 14, strike "$183,635" and substitute "$189,210".

Page 113, line 2, in the FEDERAL FUNDS column strike "937,137" and substitute "997,137".

Adjust affected totals accordingly.

Page 123, line 7, strike "$7,095,576" and substitute "$6,386,407" and strike "$356,192" and substitute "$877,864".

Page 123, line 8, after "Section 25.5-4-402.4 (5)(a), C.R.S.," insert "$187,497 shall be from the Family Support Services Fund created in Section 25.5-10-305.5 (1), C.R.S.,".

Page 128, line 4, in the ITEM & SUBTOTAL column strike "16,858,140" and substitute "16,532,177", in the GENERAL FUND column strike "$4,29,068(M)" and substitute "$2,66,088(M)", and in the FEDERAL FUNDS column strike "$4,29,072" and substitute "$2,66,089".
Adjust affected totals accordingly.

Page 130, strike lines 1 and 2.

Page 130, line 3, strike "99-1116)" and substitute "Children and Youth Mental Health Treatment Act".

Page 132, line 8, in the ITEM & SUBTOTAL column strike "16,037,387" and substitute "15,595,306", in the GENERAL FUND column strike "8,018,674(M)" and substitute "7,797,653(M)" , and in the FEDERAL FUNDS column strike "8,018,713" and substitute "7,797,653".

Adjust affected totals accordingly.

Page 174, line 12, in the GENERAL FUNDS column strike "576,846a" and in the FEDERAL FUNDS column strike "55,774(I)b" and substitute "632,620(I)b".

Adjust affected totals including affected (I) notation totals accordingly.

Page 234, line 2, in the ITEM & SUBTOTAL column strike "69,329,722" and substitute "68,786,246" and in the GENERAL FUND column strike "69,329,722" and substitute "68,786,246".

Page 234, line 5, in the ITEM & SUBTOTAL column strike "12,520,543" and substitute "13,064,019" and in the GENERAL FUND column strike "12,520,543" and substitute "13,064,019".

Page 267, line 12, strike "Salary Survey" and substitute "Merit Pay".

Page 530, line 7, strike "$350,282,385" and substitute "$345,967,385".

Page 530, line 12, strike "$3,106,945,160" and substitute "$2,975,602,310".

Page 530, line 14, strike "$170,758,217" and substitute "$170,763,351".

Adjust affected totals, including affected (I) notations, accordingly.

Respectfully submitted,

Senate Committee: House Committee:

(signed) (signed)

Dominic Moreno Daneya Esgar
Rachel Zenzinger Chris Hansen
Bob Rankin Kim Ransom

CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-207 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar, Hansen--Concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of
Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2019, except as otherwise noted.

(Conference Committee Report printed in House Journal, April 12, 2019).

On motion of Representative Esgar, the Conference Committee Report was adopted by the following roll call vote:

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<th>NO</th>
<th>13 EXCUSED</th>
<th>3 ABSENT</th>
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<tbody>
<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>Y Landgraf</td>
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<td>Baisley</td>
<td>N</td>
<td>Froelich</td>
<td>Y Larson</td>
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<tr>
<td>Beckman</td>
<td>N</td>
<td>Galindo</td>
<td>Y Lewis</td>
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<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y Liston</td>
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<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>N Lontine</td>
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<td>Bockenfeld</td>
<td>N</td>
<td>Gonzales-Gutierrez</td>
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<td>Buck</td>
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<td>Jaquez Lewis</td>
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<td>Y Ransom</td>
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<td>Y Rich</td>
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<tr>
<td>Esgar</td>
<td>Y</td>
<td>Kraft-Tharp</td>
<td>Y Roberts</td>
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</table>

Speaker Y

The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>22 EXCUSED</th>
<th>2 ABSENT</th>
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<td>Arndt</td>
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<td>Esgar</td>
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<td>Kraft-Tharp</td>
<td>Y Roberts</td>
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<tr>
<td>Speaker Y</td>
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</tr>
</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buckner, Garnett, Kraft-Tharp, Valdez D.
CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Gray moved that the First Conference Committee on SB19-090 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by **viva voce** vote.

On motion of Representative Garnett, **HB19-1285, 1290, 1291, 1301, 1013, 1088, 1110, 1120, 1122, 1132, 1133, 1134, 1171, 1184, 1187, 1257, 1258, 1289, 1188, 1202, 1216, 1228, 1233, 1247, 1250, 1255, 1262, 1265, 1280, SB19-064, 194, 077** were made Special Orders on April 12, 2019, at 9:42 a.m.

The hour of 9:42 a.m., having arrived, on motion of Representative Sirota, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1285** by Representative(s) Lontine; also Senator(s) Fields--Concerning the requirement for the department of health care policy and financing to contract with the managed care organization operated by Denver health and hospital authority until the managed care organization ceases to operate a medicaid managed care program.

Amendment No. 1, Health & Insurance Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1290** by Representative(s) Arndt; also Senator(s) Priola--Concerning the substitution of foreign work experience for the required contact hours by an applicant for examination pursuant to the "Barber and Cosmetologist Act".

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1291** by Representative(s) Arndt; also Senator(s) Williams A. and Tate--Concerning the supervision of insurers, and, in connection therewith, establishing certain disclosure requirements for insurers.
Amendment No. 1, Business Affairs & Labor Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1301 by Representative(s) Michaelson Jenet and Buckner, Buentello, Caraveo, Cutter, Duran, Galindo, Gonzales-Gutierrez, Hooton, Kipp, Sirota; also Senator(s) Williams A., Todd, Story--Concerning health insurance coverage for breast imaging.

Amendment No. 1, Health & Insurance Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1013 by Representative(s) Exum, Coleman; also Senator(s) Pettersen, Fields--Concerning the extension of the income tax credit for child care expenses paid by a resident individual with a federal adjusted gross income of twenty-five thousand dollars or less.

Amendment No. 1, Finance Report, dated January 24, 2019, and placed in member's bill file; Report also printed in House Journal, January 25, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1088 by Representative(s) Buck and Valdez D.; also Senator(s) Donovan--Concerning modifications to the existing income tax credit for health care preceptors working in health care professional shortage areas, and, in connection therewith, clarifying the definition of "preceptorship" and extending the existing sunset date for the tax credit.


As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1110 by Representative(s) Cutter; also Senator(s) Pettersen--Concerning implementing media literacy in elementary and secondary education.
Amendment No. 1, Education Report, dated February 7, 2019, and placed in member’s bill file; Report also printed in House Journal, February 8, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member’s bill file; Report also printed in House Journal, April 12, 2019.

Representative Geitner moved that the bill be read at length.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1120 by Representative(s) Michaelson Jenet and Roberts; also Senator(s) Fenberg and Coram--Concerning multiple approaches to prevent youth suicide.

Amendment No. 1, Public Health Care & Human Services Report, dated March 1, 2019, and placed in member's bill file; Report also printed in House Journal, March 4, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Representative Humphrey moved that the Public Health Care and Human Services Report be read at length.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

A motion by Representative Kennedy that the Committee rise, report progress and beg leave to sit again later in the day, was adopted by unanimous consent. (Special Orders continued on page 1146.)

House reconvened.

The Committee of the Whole reported it had risen, reported progress and would sit again later in the day

House in recess. House reconvened.

On motion of Representative Exum, the House resolved itself into Committee of the Whole for continuation of consideration of Special Orders, and he returned to the Chair to act as Chairman.
SPECIAL ORDERS--SECOND READING OF BILLS
(Continued from page 1145)

HB19-1122 by Representative(s) Buckner and Landgraf; also Senator(s) Fields and Gardner--Concerning the creation of a maternal mortality review committee in the department of public health and environment.


Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 3, by Representative(s) Buckner.

Amend printed bill, page 6, line 4, strike "CHIEF MEDICAL OFFICER" and substitute "EXECUTIVE DIRECTOR".

Page 6, line 8, strike "CHIEF MEDICAL OFFICER" and substitute "EXECUTIVE DIRECTOR".

Page 6, lines 10 and 11, strike "CHIEF MEDICAL OFFICER" and substitute "EXECUTIVE DIRECTOR".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1132 by Representative(s) Buentello and Pelton; also Senator(s) Coram--Concerning Colorado food products in schools.


Amendment No. 2, Education Report, dated March 7, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

Amendment No. 3, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1133 by Representative(s) Caraveo and Pelton; also Senator(s) Fields--Concerning the creation of a Colorado child abuse response and evaluation network.

Amendment No. 1, Public Health Care & Human Services Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.
Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 3, by Representative(s) Caraveo.

Amend printed bill, page 2, line 13, strike "six" and substitute "seven".

Page 2, line 15, strike "Denver and" and substitute "Denver," and strike "Springs." and substitute "Springs, and one of whom is located in Fort Morgan.".

Page 4, line 15, strike "SEPTEMBER" and substitute "NOVEMBER".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1134 by Representative(s) Buckner and Wilson; also Senator(s) Todd--Concerning researching effective methods for assisting early-grade students with dyslexia.

Amendment No. 1, Education Report, dated February 28, 2019, and placed in member's bill file; Report also printed in House Journal, March 1, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 3, by Representative(s) Buckner and Wilson.

Amend the Education Committee Report, dated February 28, 2019, page 1, line 16, strike "2," and substitute "1, ".

Page 2 of the committee report, after line 5 add:
"Page 10 of the bill, line 18, strike "REPORT" and substitute "DEPARTMENT".".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1171 by Representative(s) Michaelson Jenet; also Senator(s) Fields and Priola--Concerning expanding the grades eligible for the child nutrition school lunch protection program.

Amendment No. 1, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1184 by Representative(s) Herod and Caraveo--Concerning a requirement that staff of the legislative council prepare demographic notes on certain legislative bills.

Amendment No. 1, Finance Report, dated March 4, 2019, and placed in member's bill file; Report also printed in House Journal, March 5, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1187 by Representative(s) Coleman; also Senator(s) Bridges--Concerning increasing completion rates of applications for student financial aid for higher education.

Amendment No. 1, Education Report, dated March 14, 2019, and placed in member's bill file; Report also printed in House Journal, March 15, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1257 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Valdez A., Weissman, Galindo; also Senator(s) Court and Priola, Fenberg, Gonzales, Moreno, Rodriguez, Story, Todd, Williams A., Winter--Concerning authority for the state to keep and spend all of the revenue in excess of the constitutional limitation on state fiscal year spending beginning with the 2018-19 fiscal year in order to provide funding for public schools, higher education, and roads, bridges, and transit.

Amendment No. 1, Finance Report, dated April 1, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1247 by Representative(s) Valdez D. and Catlin; also Senator(s) Donovan and Coram--Concerning a study by the commissioner of agriculture on the potential applications for blockchain technology in agricultural operations.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1250 by Representative(s) Herod--Concerning sex offenses committed by a peace officer.

Amendment No. 1, Judiciary Report, dated March 21, 2019, and placed in member's bill file; Report also printed in House Journal, March 22, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1262 by Representative(s) Wilson and McLachlan, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Landgraf, Liston, McCluskie, McKean, Melton, Michaelson Jenet, Pelton, Roberts, Singer, Sirota, Snyder, Sullivan, Titone, Valdez D., Weissman, Will, Valdez A.; also Senator(s) Bridges, Todd, Story, Priola, Coram, Court, Danielson, Donovan, Fenberg, Foote, Garcia, Ginal, Gonzales, Lee, Pettersen, Williams A., Winter--Concerning state funding for full-day kindergarten educational programs.

Amendment No. 1, Education Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1289 by Representative(s) Weissman; also Senator(s) Foote--Concerning the creation of additional protections in the Colorado consumer code, and, in connection therewith, enabling enforcement of the "Colorado Consumer Protection Act" for reckless acts and prohibiting certain terms in standard form contracts.

Amendment No. 1, Judiciary Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.
Amendment No. 2, by Representative(s) Weissman.

Amend the Judiciary Committee Report, dated April 9, 2019, page 1, strike line 1 and substitute:

"Amend printed bill, page 2, strike line 4 and substitute "(1)(kkk) and (4)
as follows:".".

Page 1 of the report, strike lines 4 through 6 and substitute "UNCONSCIONABLE, DECEPTIVE, DELIBERATELY MISLEADING, FALSE, OR FRAUDULENT ACT OR PRACTICE.".".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1265 by Representative(s) Esgar and Soper; also Senator(s) Rankin and Winter--Concerning the penalty for a person who passes a snowplow that is performing its service function in echelon formation with at least one other snowplow.

Amendment No. 1, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 2, by Representative(s) Esgar.

Amend printed bill, page 3, line 11, after "(6)" insert "(a)".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1255 by Representative(s) Hansen and Catlin; also Senator(s) Coram and Zenzinger--Concerning the creation of a Mesa Verde National Park license plate.

Amendment No. 1, Finance Report, dated April 8, 2019, and placed in member's bill file; Report also printed in House Journal, April 9, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1258 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Siora, Snyder, Sullivan, Tipper, Valdez A., Weissman, Galindo; also Senator(s) Court and Priola, Fenberg, Gonzales, Moreno, Rodriguez, Story, Todd, Williams A., Winter--Concerning the allocation of money that the state keeps and spends as a result of a voter-approved revenue change at the 2019 statewide election.

Amendment No. 1, Finance Report, dated April 1, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.
Amendment No. 2, by Representative(s) Becker.

Amend printed bill, page 6, strike lines 11 through 20 and substitute:

"SECTION 5. In Colorado Revised Statutes, 43-4-206, add (2)(e)
as follows:

43-4-206. State allocation. (2) (e) The Department of
Transportation shall expend revenue credited to the State
Highway Fund pursuant to Section 43-4-205 (6.2) for the
implementation of the Strategic Transportation Project
Investment Program based on the following allocation:

(I) No more than eighty-five percent of the revenues for
highway purposes or highway-related capital improvements,
including, but not limited to, high occupancy vehicle lanes,
park-and-ride facilities, and transportation management
systems; and

(II) At least fifteen percent of the revenues for transit
purposes or for transit-related capital improvements.".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1188 by Representative(s) Sirota and Snyder; also Senator(s)
Foote--Concerning the inclusion of the net impact on greenhouse gas pollution in the fiscal notes prepared for
legislative measures.

Amendment No. 1, Appropriations Report, dated April 12, 2019, and
placed in member's bill file; Report also printed in House Journal, April
12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1202 by Representative(s) McLachlan and Galindo, Arndt,
Kipp, Pelton; also Senator(s) Ginal and Priola--Concerning the food systems advisory council.

Amendment No. 1, Rural Affairs & Agriculture Report, dated March 4,
2019, and placed in member's bill file; Report also printed in House
Journal, March 5, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and
placed in member's bill file; Report also printed in House Journal, April
12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1216 by Representative(s) Roberts, McCluskie; also Senator(s)
Donovan and Priola--Concerning measures to reduce a
patient's costs of prescription insulin drugs.

Amendment No. 1, Health & Insurance Report, dated March 20, 2019,
and placed in member's bill file; Report also printed in House Journal,
March 21, 2019.
Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1228 by Representative(s) Bird and Titone, Gray, McLachlan, Soper; also Senator(s) Zenzinger and Tate, Bridges, Gardner, Priola, Rodriguez--Concerning an increase in the aggregate amount of the tax credits that the Colorado housing and finance authority may allocate in a calendar year under the Colorado affordable housing tax credit. Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1233 by Representative(s) Froelich and Caraveo; also Senator(s) Ginal and Moreno--Concerning payment system reforms to reduce health care costs by increasing utilization of primary care.

Amendment No. 1, Health & Insurance Report, dated March 26, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 2, Appropriations Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1120, to show that said amendment passed, and that HB 19-1120, as amended, passed.

Amend Public Health Care and Human Services Committee Report, dated March 1, 2019, page 1, strike lines 5 through 17. Reletter succeeding paragraph accordingly.

Page 2, line 26, after "intervention." insert "PSYCHOTHERAPY SERVICES MAY INCLUDE RELIGIOUS AND NONRELIGIOUS PRACTITIONERS.".

Page 2, strike line 39 and substitute "12-43-201 (9)(a), TO A MINOR".

Page 2, line 40, strike "OR WITHOUT".

Page 3, strike lines 5 through 32.
Renumber succeeding subsections accordingly.

Page 5, strike lines 33 through 35 and substitute "WILL ENCOURAGE, FOSTER, AND STRENGTHEN HEALTHY RELATIONSHIPS BETWEEN PARENTS AND CHILDREN. WHEN THE STATE BOARD IS".

The amendment was declared lost by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1120, to show that said amendment passed, and that HB 19-1120, as amended, passed.

Amend the Public Health Care & Human Services Committee Report, dated March 1, 2019, page 3, after line 22 insert:

"(d) IF A MENTAL HEALTH PROFESSIONAL TREATS A MINOR WITHOUT NOTIFYING THE MINOR'S PARENT OR LEGAL GUARDIAN AND THE MINOR COMMITS AN ACT OF SELF-HARM, THE PARENT SHALL BE NOTIFIED OF THE PSYCHOTHERAPY SERVICES AND GIVEN ACCESS TO RECORDS FROM THE PSYCHOTHERAPY SERVICES."

The amendment was declared lost by the following roll call vote:

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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1120, to show that said amendment passed, and that HB 19-1120, as amended, passed.

Amend Public Health Care and Human Services Committee Report, dated March 1, 2019, page 3, after line 22 insert:

"(d) If a mental health professional treats a minor without the consent of the minor's parent or legal guardian and the minor commits an act of self-harm that results in his or her death, the mental health professional is liable for damages and shall surrender his or her license.".
The amendment was declared **lost** by the following roll call vote:

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<td>Roberts N</td>
<td>Wilson Y</td>
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Representative Landgraf moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Landgraf amendment, to HB 19-1120, to show that said amendment passed, and that HB 19-1120, as amended, passed.

Amend the Public Health Care and Human Services Committee Report, dated March 1, 2019, page 3, strike line 5 and substitute:

"(3) (a) AFTER TWO PSYCHOTHERAPY VISITS, THE MENTAL HEALTH PROFESSIONAL SHALL NOTIFY THE".

Page 3, strike lines 7 through 11 and substitute "GIVEN OR NEEDED, UNLESS THE MENTAL HEALTH PROFESSIONAL SUSPECTS THAT THE MINOR MAY BE A VICTIM OF ABUSE OR NEGLECT BY HIS OR HER PARENT OR LEGAL GUARDIAN.”.

Page 3, strike lines 12 through 22.

The amendment was declared **lost** by the following roll call vote:

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</table>
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1120, to show that said amendment passed, and that HB 19-1120, as amended, passed.

Amend Public Health Care and Human Services Committee Report, dated March 1, 2019, page 3, line 5, strike "(a)", and strike "MAY" and substitute "SHALL".

Page 3, strike lines 7 through 11 and substitute "GIVEN OR NEEDED, UNLESS THE MINOR HAS INFORMED THE MENTAL HEALTH PROFESSIONAL OF ABUSE OR NEGLECT BY HIS OR HER PARENT OR LEGAL GUARDIAN.".

Page 3, strike lines 12 through 22.

The amendment was declared lost by the following roll call vote:

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Representative D. Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following D. Williams amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 4, lines 3 and 4, strike ""Without raising taxes"" and substitute ""Out of money that would otherwise be refunded to state taxpayers"".
The amendment was declared lost by the following roll call vote:

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Representative Landgraf moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Landgraf amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 4, line 7, strike "not currently allowed to keep and spend under Colorado law," and substitute "currently required to refund under the state constitution, ".

The amendment was declared lost by the following roll call vote:

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<td>Esgar N Kraft-Tharp N</td>
<td>Roberts N</td>
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<td>Speaker N</td>
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</table>
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 3, line 21, after "(5.5)" insert "(a)".

Page 3, after line 25 insert:

"(b) The audit must include the amount that each household would receive if the state had not retained and spent money under subsections (1)(b) and (1)(c) of this section and instead the money had been refunded on a per-household basis. The General Assembly shall publish this information on its website."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 3, line 21, after "(5.5)" insert "(a)".

Page 3, after line 25 insert:

"(b) The audit must include the amount that each household would receive if the state had not retained and spent money under subsection (1)(c) of this section and instead the money had been refunded on a per-household basis. The General Assembly shall publish this information on its website."

The amendment was declared lost by the following roll call vote:
Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 2, line 12, strike "CONSTITUTION" and substitute "CONSTITUTION, ALSO KNOWN AS "THE TAXPAYER'S BILL OF RIGHTS", ".

The amendment was declared lost by the following roll call vote:

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<td>Wilson Y</td>
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</table>
Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 4, line 7, strike "Colorado law," and substitute "The Taxpayer's Bill of Rights,"

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1257, to show that said amendment passed, and that HB 19-1257, as amended, passed.

Amend printed bill, page 2, line 8, strike "EACH FISCAL YEAR COMMENCING ON OR AFTER" and substitute "THE FISCAL YEAR COMMENCING ON".

Page 4, line 6, after "collects" insert "for the fiscal year that begins".

Page 1, line 103, strike "BEGINNING WITH" and substitute "FOR".

The amendment was declared lost by the following roll call vote:

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</table>
ADOPOTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 15, retaining place on Calendar:

Consideration of Special Orders--HB19-1280, SB19-064, 194, 077.
Consideration of General Orders--HB19-1124.
Consideration of Senate Amendment(s)--HB19-1207, 1030, 1208, 1023.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE

After consideration on the merits, the Committee recommends the following:

HB19-1240 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the Business Affairs & Labor Committee Report, dated March 26, 2019, page 2, line 2, strike "A" and substitute "THE PERSON'S".

Page 2 of the report, line 5, strike the first "AND" and substitute "OR" and strike "THE PURCHASER AND" and substitute "A PURCHASER AND THE".

Page 2 of the report, strike lines 27 through 33.

Page 3 of the report, strike line 1 and substitute:

"Page 17 of the printed bill, line 20, strike "SYSTEM," and substitute "SYSTEM THAT MEETS THE DEFINED SCOPE OF WORK SET FORTH IN THE REQUEST FOR SOLICITATION",".

Page 18 of the bill, line 1, strike "(3)(c)(II)(A)" and substitute "(3)(c)(III)(A)".

Page 18 of the bill, line 3, strike "(3)(c)(II)(A)" and substitute "(3)(c)(III)(A)".

Page 23 of the bill, after line 8 insert:

"SECTION 5. In Colorado Revised Statutes, 39-26-113, add (5.5) as follows:

39-26-113. Collection of sales tax - motor vehicles - off-highway vehicles - exemption - process for motor vehicles sold at auction - exception - definition. (5.5) The sale of personal property on which a specific ownership tax has been paid or is payable is exempt from the sales tax imposed by any special district or authority authorized to levy a sales tax pursuant to title 24, 25, 29, 30, 32, 37, or 43, when the sale meets both of the following conditions:

(a) The purchaser is a nonresident of, or has his or her principal place of business outside of, the district or authority; and

(b) The personal property is registered or required to be registered outside the limits of the district or authority under the laws of this state.".

Renumber succeeding sections accordingly.

Page 24 of the bill, line 14, strike "SYSTEM," and substitute "SYSTEM THAT MEETS THE DEFINED SCOPE OF WORK SET FORTH IN THE REQUEST FOR
SOLICITATION, ".

Page 25 of the bill, line 3, after "(1)(b)" insert "and (2)".

Page 25 of the bill, after line 26 insert:

"(2) No sales tax of any statutory or home rule city, town, city and county, or county shall apply to the sale of construction and building materials, as the term is used in section 29-2-109, if such materials are picked up by the purchaser and if the purchaser of such materials presents to the retailer a building permit or other documentation acceptable to such local government evidencing that a local use tax has been paid or is required to be paid.".".

Page 3 of the report, line 3, after "39-26-102" insert "(5.8),".

HB19-1296 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 8, line 5, strike "REBATES," and substitute "REBATES AND".

Page 8, line 6, strike "OR OTHER SOURCES OF REVENUE" and substitute "OTHER THAN REBATES USED TO REDUCE COST SHARING FOR PRESCRIPTION DRUGS IN ACCORDANCE WITH SECTION 10-16-148,".

Page 26, lines 22 and 23, strike "Cost sharing in prescription drugs - limits - definitions - confidentiality of rebate information" and substitute "Cost sharing for prescription drugs - required rebate reductions - definitions".

Page 27, strike lines 7 through 27.

Page 28, strike lines 1 through 4 and substitute:

"(d) "REBATE" MEANS A PRICE CONCESSION GIVEN BY A MANUFACTURER DIRECTLY TO A CARRIER OR PHARMACY BENEFIT MANAGEMENT FIRM THAT REDUCES THE CARRIER'S PRESCRIPTION DRUG COSTS FOR THE BENEFIT YEAR.

(2) FOR EACH OF ITS HEALTH COVERAGE PLANS ISSUED OR RENEWED ON OR AFTER JANUARY 1, 2021, A CARRIER SHALL REDUCE THE AMOUNT OF COST SHARING THAT IT WOULD OTHERWISE CHARGE A COVERED PERSON FOR A PRESCRIPTION DRUG BY AN AMOUNT EQUAL TO ONE HUNDRED PERCENT OF THE ESTIMATED REBATE PER PRESCRIPTION THAT THE CARRIER RECEIVED FOR THE PRESCRIPTION DRUG, CALCULATED BASED ON THE REBATES THE CARRIER RECEIVED FOR THAT PRESCRIPTION DRUG IN THE PREVIOUS QUARTER; EXCEPT THAT THE REDUCTION AMOUNT SHALL NOT EXCEED AN AMOUNT EQUAL TO THE COVERED PERSON'S COST-SHARING AMOUNT THAT WOULD OTHERWISE BE CHARGED FOR THE DISPENSED PRESCRIPTION DRUG. NEITHER THE COVERED PERSON NOR THE CARRIER IS RESPONSIBLE FOR ANY DIFFERENCE BETWEEN THE ESTIMATED REBATE AMOUNT AND THE ACTUAL REBATE THE CARRIER RECEIVES.".
Page 28, line 9, strike "SECTION." and substitute "SECTION, WHICH RULES MUST ENSURE THAT REBATES ARE APPLIED IN A MANNER TO PROVIDE A PRICE REDUCTION FOR COVERED PERSONS WHO HAVE NOT REACHED THEIR ANNUAL COST-SHARING LIMIT AND TO LIMIT THE EFFECT ON PREMIUMS.".

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1303 be postponed indefinitely.

HB19-1304 be referred favorably to the Committee on Appropriations.

SB19-027 be postponed indefinitely.

SB19-201 be referred to the Committee of the Whole with favorable recommendation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB19-1170

This Report Amends the Rerevised Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1170, concerning increasing tenant protections relating to the residential warranty of habitability, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Page 6, line 9, strike "TWENTY-FOUR HOURS," and substitute "NINETY-SIX HOURS AFTER RECEIVING REASONABLY COMPLETE WRITTEN OR ELECTRONIC NOTICE OF THE CONDITION,"

Page 15, strike lines 8 through 24 and substitute "OR MORE RENT PAYMENTS OR MAKE REPAIRS TO A RESIDENTIAL PREMISES IF THE RESIDENTIAL PREMISES WAS CONSTRUCTED, ACQUIRED, DEVELOPED, REHABILITATED, OR MAINTAINED WITH:

(A) FUNDING PROVIDED PURSUANT TO SECTION 8 OR 9 OF THE FEDERAL "UNITED STATES HOUSING ACT OF 1937", AS AMENDED, 42 U.S.C. SECS. 1437f AND 1437g;
(B) FUNDING FROM THE HOME INVESTMENT PARTNERSHIPS PROGRAM OF THE FEDERAL DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; OR

(C) FEDERAL LOW-INCOME HOUSING TAX CREDITS, COLORADO AFFORDABLE HOUSING TAX CREDITS, OR FUNDING PROVIDED UNDER ANY FEDERAL, STATE, OR LOCAL PROGRAM THAT restricts maximum rents for persons of low or moderate income and that is currently subject to a use restriction that is monitored to ensure compliance by the federal government, the state government, a county government, or a municipal government, or by any political subdivision or designated agency thereof."

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 12, strike lines 15 through 17 and substitute "DEScribed in section 38-12-503 (2)(b) or (2.2) and the landlord fails to:

(A) Commence remedial action by employing reasonable efforts within the applicable period described in section 38-12-503 (2)(b); or

(B) Complete the actions described in section 38-12-503 (2.2)."

Page 20, strike lines 5 through 7 and substitute:

"SECTION 11. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Respectfully submitted,

House Committee: Senate Committee:
(signed) (signed)
Dominique Jackson Angela Williams
Mike Weissman Jeff Bridges
Colin Larson Rob Woodward

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-229 and 230.
SB19-179 Amended in General Orders as printed in Senate Journal, April 11, 2019.
SB19-163 Amended in General Orders as printed in Senate Journal, April 11, 2019.
HB19-1220 Amended in General Orders as printed in Senate Journal, April 11, 2019.

The Senate has passed on Third Reading and returns herewith:
HB19-1025, 1010, and 1149.

The Senate has adopted the First Report of the First Conference Committee on SB19-207 and the bill has been repassed as amended.

The Senate has adopted the First Report of the First Conference Committee on HB19-1131 and the bill has been repassed as amended. The bill is transmitted herewith.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-229, 230.
without comment, as amended, HB19-1092, 1220.
without comment, as amended, SB19-160, 163, 179.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 12th day of April, 2019, at 3:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Thursday, April 11, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives,
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1186 School Employment Background Check Clarification
Approved April 10, 2019 at 2:34 P.M.
HB19-1035 Remove Fee Cap Electrical Inspection Local Government Higher Education
Approved April 10, 2019 at 2:34 P.M.

HB19-1065 Public Hospital Boards of Trustees
Approved April 10, 2019 at 2:29 P.M.

HB19-1209 Aeronautical Reporting Requirements
Approved April 10, 2019 at 2:30 P.M.

HB19-1173 Legislative Council Temporary Appointments Ex Officio Members
Approved April 10, 2019 at 2:32 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Thursday, April 11, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives,
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1197 Protect Social Workers' Personal Information On Internet
Approved April 11, 2019 at 1:31 P.M

Sincerely,
(signed)
Jared Polis
Governor

Friday, April 12, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives,
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1119 Peace Officer Internal Investigation Open Records
Approved April 12, 2019 at 10:57 A.M.
INTRODUCTION OF BILLS
First Reading

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

HB19-1321 by Representative(s) Coleman and Williams D.; also Senator(s) Priola--Concerning the use of an electronic device to verify the driver's license of a person who rents a motor vehicle.

Committee on Business Affairs & Labor

HB19-1322 by Representative(s) Roberts and Will; also Senator(s) Moreno and Coram--Concerning the use of money from certain state funds to expand the supply of affordable housing statewide.

Committee on Finance

HB19-1323 by Representative(s) Herod and Van Winkle; also Senator(s) Todd and Lundeen--Concerning an exemption from state sales tax for occasional sales by charitable organizations.

Committee on Finance

SB19-159 by Senator(s) Bridges and Donovan, Crowder, Ginal, Williams A.; also Representative(s) McCluskie--Concerning the continuation of the passenger tramway safety board, and, in connection therewith, implementing some of the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Transportation & Local Government
SB19-160 by Senator(s) Winter, Donovan; also Representative(s) McCluskie--Concerning the continuation of the river outfitter licensing program.

Committee on Transportation & Local Government

SB19-163 by Senator(s) Marble; also Representative(s) Galindo--Concerning the continuation of the cold case task force, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Judiciary

SB19-179 by Senator(s) Lee; also Representative(s) Wilson--Concerning the enhance school safety incident response grant program, and, in connection therewith, making an appropriation.

Committee on Education

SB19-229 by Senator(s) Winter and Foote; also Representative(s) Gonzales-Gutierrez and Mullica--Concerning the use of campaign contributions to reimburse a candidate for dependent care expenses incurred by the candidate in undertaking campaign activities.

Committee on State, Veterans, & Military Affairs

SB19-230 by Senator(s) Moreno; also Representative(s) Herod--Concerning the Colorado refugee services program.

Committee on State, Veterans, & Military Affairs

On motion of Representative Garnett, the bills on the Special Orders Calendar that were laid over until April 15, 2019, HB19-1280, SB19-064, 194, 077, were moved to the General Orders Calendar April 15, 2019.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., April 15, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 10:00 a.m.


The roll was called with the following result:

Present--61.

Excused--Representative(s) Pelton, Sirota, Valdez A., Van Winkle--4.

Present after roll call--Representative(s) Sirota, Valdez A.

The Speaker declared a quorum present.

On motion of Representative Mullica, the House Journal of April 12, 2019, was declared approved as corrected by the Chief Clerk.

CONSIDERATION OF MEMORIAL(S)

HM19-1002 by Representative(s) Kennedy--Memorializing former Representative Gwyn Green.

(Printed and placed in members' files.)

On motion of Representative Kennedy, the memorial was read at length.

Pursuant to House Rule 26(f) the House stood in recess to allow the following former members to speak on behalf of the Honorable Gwyn Green: Lieutenant Governor Dianne Primavera, Majority Leader Alice Madden, Representative(s) Cherylin Peniston, Judy Solano, Su Schafer, Angie Paccione, Claire Levy, Sara Gagliardi, Anne McGihon, Senator(s) Betty Boyd, Andy Kerr, Speaker Andrew Romanoff.

House Reconvened
On motion of Representative Kennedy, the memorial was **adopted** by the following roll call vote:

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**APPOINTMENT(S)**

The Speaker announced the following temporary committee appointment(s) for April 15, 2019 only:

**Finance**
- Representative Melton to replace Representative Gray
- Representative Larson to replace Representative Beckman

**Health and Insurance**
- Representative Geitner to replace Representative Will

**Transportation and Local Government**
- Representative Liston to replace Representative Carver

**APPOINTMENTS TO CONFERENCE COMMITTEE(S)**

The Speaker made the following change in Conference Committee membership:

**SB19-090**--Representatives Liston to replace Representative Van Winkle
On motion of Representative Caraveo, the House resolved itself into Committee of the Whole for consideration of General Orders, and she was called to act as Chair.

GENERAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1307 by Representative(s) Kraft-Tharp and Larson; also Senator(s) Lee and Gardner--Concerning the clarification that the disclosure of a report of the mistreatment or self-neglect of an at-risk adult shall only be made to the at-risk adult who is the subject of the report.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1261 by Representative(s) Becker and Jackson, Jaquez Lewis, Bird, Cutter, Duran, Froelich, Galindo, Hooton, Kennedy, Kipp, Melton, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman; also Senator(s) Winter and Williams A., Moreno--Concerning the reduction of greenhouse gas pollution, and, in connection therewith, establishing statewide greenhouse gas pollution reduction goals.

Amendment No. 1, Energy & Environment Report, dated April 5, 2019, and placed in member's bill file; Report also printed in House Journal, April 8, 2019.

Amendment No. 2, Appropriations Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 9, 2019.

Amendment No. 3, by Representative(s) Froelich.

Amend the Energy and Environment Committee Report, dated April 5, 2019, page 1, strike lines 1 through 3 and substitute:

"Amend printed bill, page 8, strike lines 13 and 14 and substitute "DATE OF THIS SUBSECTION (1)(e) REGARDING: PROGRESS TOWARD THE GOALS SET FORTH IN SECTION 25-7-102 (2)(g); ANY NEWLY AVAILABLE, FINAL COST-BENEFIT OR REGULATORY ANALYSIS, DEVELOPED UNDER SECTION 24-4-103 (2.5) OR (4.5), FOR RULES ADOPTED TO ATTAIN THE GOALS; AND ANY".".".


Amendment No. 4, by Representative(s) Roberts.

Amend printed bill, page 10, after line 2 insert:

"(F) A CLEAN ENERGY PLAN VOLUNTARILY FILED BY A COOPERATIVE ELECTRIC ASSOCIATION THAT HAS VOTED TO EXEMPT ITSELF FROM REGULATION BY THE PUBLIC UTILITIES COMMISSION PURSUANT TO ARTICLE 9.5 OF TITLE 40 OR BY A MUNICIPAL UTILITY SHALL BE DEEMED APPROVED BY THE PUBLIC UTILITIES COMMISSION AS FILED IF: THE DIVISION, IN CONSULTATION WITH THE PUBLIC UTILITIES COMMISSION, PUBLICLY VERIFIES THAT THE PLAN DEMONSTRATES THAT, BY 2030, THE COOPERATIVE ELECTRIC ASSOCIATION OR MUNICIPAL UTILITY WILL ACHIEVE AT LEAST AN EIGHTY PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE ENTITY'S COLORADO RETAIL ELECTRICITY SALES RELATIVE TO 2005 LEVELS; AND THE CLEAN ENERGY PLAN HAS PREVIOUSLY BEEN APPROVED BY A VOTE OF THE ENTITY'S GOVERNING BODY. VOLUNTARY SUBMISSION OF A CLEAN ENERGY PLAN BY A COOPERATIVE ELECTRIC ASSOCIATION OR MUNICIPAL UTILITY DOES NOT ALTER THE ENTITY'S REGULATORY STATUS WITH RESPECT TO THE PUBLIC UTILITIES COMMISSION, INCLUDING UNDER ARTICLE 9.5 OF TITLE 40."

Amendment No. 5, by Representative(s) Roberts.

Amend printed bill, page 8, line 6, after "COMMUNITIES;" insert "ISSUES RELATED TO THE BENEFICIAL USE OF ELECTRICITY TO REDUCE GREENHOUSE GAS EMISSIONS;".

Amendment No. 6, by Representative(s) Galindo.

Amend printed bill, page 5, line 4, after the period add "FOOD AND FIBER PRODUCTION HAS MADE SIGNIFICANT ACHIEVEMENTS IN AREAS OF PRODUCTIVITY AND SUSTAINABILITY. MODERN TECHNOLOGY IN THIS SECTOR CONTRIBUTES TO REDUCTIONS IN GREENHOUSE GAS EMISSIONS BY SEQUESTERING CARBON IN THE SOIL AND ENHANCING SUSTAINABILITY THROUGH TECHNOLOGIES THAT REDUCE METHANE EMISSIONS AND PRODUCE RENEWABLE ENERGY. CONTINUING TO ENCOURAGE THESE TYPES OF ACHIEVEMENTS IS BENEFICIAL.".

Page 10, line 4, after the period insert "NOTHING IN THIS SUBSECTION (1)(e) ALTERS THE REGULATORY EXEMPTIONS PROVIDED IN SECTION 25-7-109 (8)(a)."

Amendment No. 7, by Representative(s) Esgar.

Amend printed bill, page 7, line 24, after "COMPLIANCE;" insert "ECONOMIC AND JOB IMPACTS AND OPPORTUNITIES;".

Amendment No. 8, by Representative(s) Esgar.

Amend printed bill, page 6, line 27, after "WORKERS" insert "IN RELEVANT INDUSTRIES, INCLUDING ADVANCED ENERGY AND FUEL DELIVERY,".
Amendment No. 9, by Representative(s) Becker.

Amend printed bill, page 10, after line 19 insert:

"(C) "RETAIL ELECTRICITY SALES" MEANS ELECTRIC ENERGY SOLD TO RETAIL END-USE ELECTRIC CONSUMERS.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

__________________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Liston moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Liston amendment, to HB 19-1261, to show that said amendment passed, and that HB 19-1261, as amended, passed.

Amend printed bill, page 10, line 3, after "(VIII)" insert "(A)".

Page 10, after line 11 insert:

"(B) IN ADDITION TO COMPLYING WITH SECTION 24-4-103 FOR EACH RULE, INCLUDING EVERY EMISSION CONTROL REGULATION, THAT THE COMMISSION PROPOSES TO PROMULGATE PURSUANT TO THIS SUBSECTION (1)(e), THE COMMISSION SHALL PUBLICLY BROADCAST EACH HEARING AND PROVIDE THE OPPORTUNITY FOR REMOTE TESTIMONY.".

The amendment was declared lost by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1261, to show that said amendment passed, and that HB 19-1261, as amended, passed.
Amend printed bill, page 6, line 9, strike "ABATEMENT." and substitute "ABATEMENT; EXCEPT THAT, NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE COMMISSION SHALL NOT ENFORCE ANY RULE OR EMISSION CONTROL REGULATION ADOPTED PURSUANT TO THIS SUBSECTION (1)(e) WITHIN ANY LOCAL GOVERNMENT'S JURISDICTION UNLESS THE LOCAL GOVERNMENT HAS ADOPTED A RESOLUTION OR ORDINANCE THAT EXPLICITLY ENDORSES THE ENFORCEMENT OF THE RULE OR EMISSION CONTROL REGULATION WITHIN THE LOCAL GOVERNMENT'S JURISDICTION.".

The amendment was declared lost by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1261, to show that said amendment passed, and that HB 19-1261, as amended, passed.

Amend printed bill, page 6, line 9, strike "ABATEMENT." and substitute "ABATEMENT; EXCEPT THAT, IF THE DIVISION'S FORECAST OF THE ESTIMATED TOTAL COST TO COMPLY WITH A RULE OR EMISSION CONTROL REGULATION ADOPTED PURSUANT TO THIS SUBSECTION (1)(e) EXCEEDS FIVE MILLION DOLLARS, THE RULE OR EMISSION CONTROL REGULATION DOES NOT TAKE EFFECT UNLESS APPROVED BY THE GENERAL ASSEMBLY ACTING BY BILL OTHER THAN THE ANNUAL RULE REVIEW BILL ADOPTED PURSUANT TO SECTION 24-4-103 (8)(d).".

The amendment was declared lost by the following roll call vote:

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</table>
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1261, to show that said amendment passed, and that HB 19-1261, as amended, passed.

Amend printed bill, page 9, after line 19 insert:

"(D) FOR PURPOSES OF THIS SUBSECTION (1)(e), ALL HYDROELECTRIC POWER AND PUMPED HYDROELECTRIC POWER QUALIFY AS CLEAN OR RENEWABLE ENERGY UNDER COLORADO’S RENEWABLE ENERGY STANDARD."

Reletter succeeding sub-subparagraphs accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1261, to show that said amendment passed, and that HB 19-1261, as amended, passed.

Amend printed bill, page 5, after line 4, insert:

"(f) ACTIVELY PURSUING HYDROELECTRIC POWER AND PUMPED HYDROELECTRIC POWER WILL HELP MITIGATE DECLINING SNOWPACK,"
DROUGHT, ELEVATED WILDFIRE RISK AND RISK TO FIRST RESPONDERS, AND
SEVERE FLOODING;”.

Reletter succeeding paragraph accordingly.

Page 9, after line 19 insert:
"(D) FOR PURPOSES OF THIS SUBSECTION (1)(e), ALL
HYDROELECTRIC POWER AND PUMPED HYDROELECTRIC POWER QUALIFY
AS CLEAN OR RENEWABLE ENERGY UNDER COLORADO’S RENEWABLE
ENERGY STANDARD.”.

Reletter succeeding sub-subparagraphs accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee
of the Whole to reverse the action taken by the Committee in not adopting
the following Williams amendment, to HB 19-1261, to show that said
amendment passed, that amendment No. 7 by Representative Esgar,
printed in House Journal page 1174, lines 48 through 51, to HB 19-1261,
as amended, passed, and that HB 19-1261, as amended, passed.

Amend amendment No. 7 by Representative Esgar, printed in House
Journal page 1174, strike line 45 and substitute:
"Amend printed bill, page 5, after line 8 insert:
"(g) THE GENERAL ASSEMBLY DECLARES THAT IT SUPPORTS THE
POLICY PACKAGE AS INTRODUCED BY UNITED STATES REPRESENTATIVE
ALEXANDRIA OCASIO-CORTEZ, KNOWN AS THE "GREEN NEW DEAL", IN
AN EFFORT TO MINIMIZE THE EFFECTS OF GLOBAL CLIMATE CHANGE."

Reletter succeeding paragraph accordingly.

Page 7, line 24, after "COMPLIANCE;" insert".

The amendment was declared lost by the following roll call vote:
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting amendment No. 7 by Representative Esgar, printed in House Journal page 1174, lines 48 through 51 to HB 19-1261, to show that said amendment lost, that the underlying Williams amendment, to HB 19-1291, passed, and that HB 19-1261, as amended, passed.

Amend printed bill, page 3, strike lines 18 through 27.

Strike page 4.

Page 5, strike lines 1 through 18 and substitute:

"(a) The October 2018 report entitled "Special Report on Global Warming of 1.5 °C" by the Intergovernmental Panel on Climate Change and the November 2018 Fourth National Climate Assessment report found that:

(I) Human activity is the dominant cause of observed climate change over the past century;

(II) A changing climate is causing sea levels to rise and an increase in wildfires, severe storms, droughts, and other extreme weather events that threaten human life, healthy communities, and critical infrastructure;

(III) Global warming at or above two degrees Celsius beyond preindustrialized levels will cause:

(A) Mass migration from the regions most affected by climate change;

(B) More than five hundred billion dollars in lost annual economic output in the United States by the year 2100;

(C) Wildfires that, by 2050, will annually burn at least twice as much forest area in the western United States than was typically burned by wildfires in the years preceding 2019;

(D) A loss of more than ninety-nine percent of all coral reefs on earth;

(E) More than three hundred fifty million more people to
BE EXPOSED GLOBALLY TO DEADLY HEAT STRESS BY 2050; AND

(F) A RISK OF DAMAGE TO ONE TRILLION DOLLARS OF PUBLIC INFRASTRUCTURE AND COASTAL REAL ESTATE IN THE UNITED STATES; AND

(IV) GLOBAL TEMPERATURES MUST BE KEPT BELOW ONE AND ONE-HALF DEGREES CELSIUS ABOVE PREINDUSTRIALIZED LEVELS TO AVOID THE MOST SEVERE IMPACTS OF A CHANGING CLIMATE, WHICH WILL REQUIRE:

(A) GLOBAL REDUCTIONS IN GREENHOUSE GAS EMISSIONS FROM HUMAN SOURCES OF FORTY TO SIXTY PERCENT FROM 2010 LEVELS BY 2030; AND

(B) NET-ZERO GLOBAL EMISSIONS BY 2050;

(b) BECAUSE THE UNITED STATES HAS HISTORICALLY BEEN RESPONSIBLE FOR A DISPROPORTIONATE AMOUNT OF GREENHOUSE GAS EMISSIONS, HAVING EMITTED TWENTY PERCENT OF GLOBAL GREENHOUSE GAS EMISSIONS THROUGH 2014, AND HAS A HIGH TECHNOLOGICAL CAPACITY, THE UNITED STATES MUST TAKE A LEADING ROLE IN REDUCING EMISSIONS THROUGH ECONOMIC TRANSFORMATION;

(c) THE UNITED STATES IS CURRENTLY EXPERIENCING SEVERAL RELATED CRISSES, WITH:

(I) LIFE EXPECTANCY DECLINING WHILE BASIC NEEDS, SUCH AS CLEAN AIR, CLEAN WATER, HEALTHY FOOD, AND ADEQUATE HEALTH CARE, HOUSING, TRANSPORTATION, AND EDUCATION, ARE INACCESSIBLE TO A SIGNIFICANT PORTION OF THE UNITED STATES POPULATION;

(II) A FOUR-DECADE TREND OF WAGE STAGNATION, DEINDUSTRIALIZATION, AND ANTILABOR POLICIES THAT HAS LED TO:

(A) HOURLY WAGES OVERALL STAGNATING SINCE THE 1970s DESPITE INCREASED WORKER PRODUCTIVITY;

(B) THE THIRD-WORST LEVEL OF SOCIOECONOMIC MOBILITY IN THE DEVELOPED WORLD BEFORE THE GREAT RECESSION;

(C) THE EROSION OF THE EARNING AND BARGAINING POWER OF WORKERS IN THE UNITED STATES; AND

(D) INADEQUATE RESOURCES FOR PUBLIC-SECTOR WORKERS TO CONFRONT THE CHALLENGES OF CLIMATE CHANGE AT LOCAL, STATE, AND FEDERAL LEVELS; AND

(III) THE GREATEST INCOME INEQUALITY SINCE THE 1920s, WITH:

(A) THE TOP ONE PERCENT OF EARNERS ACCRUING NINETY-ONE PERCENT OF GAINS IN THE FIRST FEW YEARS OF ECONOMIC RECOVERY AFTER THE GREAT RECESSION;

(B) A LARGE RACIAL WEALTH DIVIDE AMOUNTING TO A DIFFERENCE OF TWENTY TIMES MORE WEALTH BETWEEN THE AVERAGE WHITE FAMILY AND THE AVERAGE BLACK FAMILY; AND

(C) A GENDER EARNINGS GAP THAT RESULTS IN WOMEN EARNING APPROXIMATELY EIGHTY PERCENT AS MUCH AS MEN, AT THE MEDIAN;

(d) CLIMATE CHANGE, POLLUTION, AND ENVIRONMENTAL DESTRUCTION HAVE EXACERBATED SYSTEMIC RACIAL, REGIONAL, SOCIAL, ENVIRONMENTAL, AND ECONOMIC INJUSTICES, REFERRED TO IN THIS SUBSECTION (2) AS "SYSTEMIC INJUSTICES", BY DISPROPORTIONATELY AFFECTING INDIGENOUS PEOPLES, COMMUNITIES OF COLOR, MIGRANT COMMUNITIES, DEINDUSTRIALIZED COMMUNITIES, DEPOPULATED RURAL COMMUNITIES, THE POOR, LOW-INCOME WORKERS, WOMEN, THE ELDERLY, THE UNHOUSED, PEOPLE WITH DISABILITIES, AND YOUTH, REFERRED TO IN THIS SUBSECTION (2) AS "FRONTLINE AND VULNERABLE COMMUNITIES";

(e) CLIMATE CHANGE CONSTITUTES A DIRECT THREAT TO THE NATIONAL SECURITY OF THE UNITED STATES:

(I) BY IMPACTING THE ECONOMIC, ENVIRONMENTAL, AND SOCIAL
STABILITY OF COUNTRIES AND COMMUNITIES AROUND THE WORLD; AND

(ii) By acting as a threat multiplier;

(f) The federal government-led mobilizations during World War II and the New Deal era created the greatest middle class that the United States has ever seen, but many members of frontline and vulnerable communities were excluded from many of the economic and societal benefits of those mobilizations;

(g) The General Assembly recognizes that a new national, social, industrial, and economic mobilization on a scale not seen since World War II and the New Deal era is a historic opportunity:

(I) To create millions of good, high-wage jobs in Colorado;

(II) To provide unprecedented levels of prosperity and economic security for all people of Colorado; and

(III) To counteract systemic injustices;

(h) It is the duty of the state government to create a Green New Deal:

(I) To achieve net-zero greenhouse gas emissions through a fair and just transition for all communities and workers;

(II) To create millions of good, high-wage jobs and ensure prosperity and economic security for all people of Colorado;

(II) To invest in the infrastructure and industry of Colorado to sustainably meet the challenges of the twenty-first century;

(IV) To secure for all people of Colorado for generations to come:

(A) Clean air and water;

(B) Climate and community resiliency;

(C) Healthy food;

(D) Access to nature; and

(E) A sustainable environment; and

(V) To promote justice and equity by stopping current, preventing future, and repairing historic oppression of frontline and vulnerable communities;

(i) The goals described in subsection (2)(h) of this section, referred to in this subsection (2) as the "Green New Deal Goals", should be accomplished through a ten-year national mobilization, referred to in this subsection (2) as the "Green New Deal Mobilization", that will require the following goals and projects:

(I) Building resiliency against climate-change-related disasters, such as extreme weather, including by leveraging funding and providing investments for community-defined projects and strategies;

(II) Repairing and upgrading the infrastructure in the United States, including:

(A) By eliminating pollution and greenhouse gas emissions as much as technologically feasible;

(B) By guaranteeing universal access to clean water;

(C) By reducing the risks posed by climate impacts; and

(D) By ensuring that any infrastructure bill considered by the general assembly addresses climate change;

(III) Meeting one hundred percent of the power demand in Colorado through clean, renewable, and zero-emission energy sources, including:

(A) By dramatically expanding and upgrading renewable
POWER SOURCES; AND

(B) BY DEPLOYING NEW CAPACITY;

(IV) BUILDING OR UPGRADING TO ENERGY-EFFICIENT, DISTRIBUTED, AND "SMART" POWER GRIDS, AND ENSURING AFFORDABLE ACCESS TO ELECTRICITY;

(V) UPGRADING ALL EXISTING BUILDINGS IN COLORADO AND BUILDING NEW BUILDINGS TO ACHIEVE MAXIMUM ENERGY EFFICIENCY, WATER EFFICIENCY, SAFETY, AFFORDABILITY, COMFORT, AND DURABILITY, INCLUDING THROUGH ELECTRIFICATION;

(VI) SPURRING MASSIVE GROWTH IN CLEAN MANUFACTURING IN COLORADO AND REMOVING POLLUTION AND GREENHOUSE GAS EMISSIONS FROM MANUFACTURING AND INDUSTRY AS MUCH AS IS TECHNOLOGICALLY FEASIBLE, INCLUDING BY EXPANDING RENEWABLE ENERGY MANUFACTURING AND INVESTING IN EXISTING MANUFACTURING AND INDUSTRY;

(VII) WORKING COLLABORATIVELY WITH FARMERS AND RANCHERS IN COLORADO TO REMOVE POLLUTION AND GREENHOUSE GAS EMISSIONS FROM THE AGRICULTURAL SECTOR AS MUCH AS IS TECHNOLOGICALLY FEASIBLE, INCLUDING:

(A) BY SUPPORTING FAMILY FARMING;

(B) BY INVESTING IN SUSTAINABLE FARMING AND LAND USE PRACTICES THAT INCREASE SOIL HEALTH; AND

(C) BY BUILDING A MORE SUSTAINABLE FOOD SYSTEM THAT ENSURES UNIVERSAL ACCESS TO HEALTHY FOOD;

(VIII) OVERHAULING TRANSPORTATION SYSTEMS IN COLORADO TO REMOVE POLLUTION AND GREENHOUSE GAS EMISSIONS FROM THE TRANSPORTATION SECTOR AS MUCH AS IS TECHNOLOGICALLY FEASIBLE, INCLUDING THROUGH INVESTMENT IN:

(A) ZERO-EMISSION VEHICLE INFRASTRUCTURE AND MANUFACTURING;

(B) CLEAN, AFFORDABLE, AND ACCESSIBLE PUBLIC TRANSIT; AND

(C) HIGH-SPEED RAIL;

(IX) MITIGATING AND MANAGING THE LONG-TERM ADVERSE HEALTH, ECONOMIC, AND OTHER EFFECTS OF POLLUTION AND CLIMATE CHANGE, INCLUDING BY PROVIDING FUNDING FOR COMMUNITY-DEFINED PROJECTS AND STRATEGIES;

(X) REMOVING GREENHOUSE GASES FROM THE ATMOSPHERE AND REDUCING POLLUTION BY RESTORING NATURAL ECOSYSTEMS THROUGH PROVEN LOW-TECH SOLUTIONS THAT INCREASE SOIL CARBON STORAGE, SUCH AS LAND PRESERVATION AND AFFORESTATION;

(XI) RESTORING AND PROTECTING THREATENED, ENDANGERED, AND FRAGILE ECOSYSTEMS THROUGH LOCALLY APPROPRIATE AND SCIENCE-BASED PROJECTS THAT ENHANCE BIODIVERSITY AND SUPPORT CLIMATE RESILIENCY;

(XII) CLEANING UP EXISTING HAZARDOUS WASTE AND ABANDONED SITES, ENSURING ECONOMIC DEVELOPMENT AND SUSTAINABILITY ON THOSE SITES;

(XIII) IDENTIFYING OTHER EMISSION AND POLLUTION SOURCES AND CREATING SOLUTIONS TO REMOVE THEM; AND

(XIV) PROMOTING THE INTERNATIONAL EXCHANGE OF TECHNOLOGY, EXPERTISE, PRODUCTS, FUNDING, AND SERVICES, WITH THE AIM OF MAKING COLORADO THE INTERNATIONAL LEADER ON CLIMATE ACTION, AND TO HELP OTHER COUNTRIES ACHIEVE A GREEN NEW DEAL;

(j) A GREEN NEW DEAL MUST BE DEVELOPED THROUGH TRANSPARENT AND INCLUSIVE CONSULTATION, COLLABORATION, AND PARTNERSHIP WITH FRONTLINE AND VULNERABLE COMMUNITIES, LABOR
UNIONS, WORKER COOPERATIVES, CIVIL SOCIETY GROUPS, ACADEMIA, AND
BUSINESSES; AND
(k) TO ACHIEVE THE GREEN NEW DEAL GOALS AND MOBILIZATION,
A GREEN NEW DEAL WILL REQUIRE THE FOLLOWING GOALS AND PROJECTS:
(I) PROVIDING AND LEVERAGING, IN A WAY THAT ENSURES THAT
THE PUBLIC RECEIVES APPROPRIATE OWNERSHIP STAKES AND RETURNS ON
INVESTMENT; ADEQUATE CAPITAL, INCLUDING THROUGH COMMUNITY
GRANTS, PUBLIC BANKS, AND OTHER PUBLIC FINANCING; TECHNICAL
EXPERTISE; SUPPORTING POLICIES; AND OTHER FORMS OF ASSISTANCE TO
COMMUNITIES; ORGANIZATIONS; FEDERAL, STATE, AND LOCAL
GOVERNMENT AGENCIES; AND BUSINESSES WORKING ON THE GREEN NEW
DEAL MOBILIZATION;
(II) ENSURING THAT THE FEDERAL GOVERNMENT TAKES INTO
ACCOUNT THE COMPLETE ENVIRONMENTAL AND SOCIAL COSTS AND
IMPACTS OF EMISSIONS THROUGH:
(A) EXISTING LAWS;
(B) NEW POLICIES AND PROGRAMS; AND
(C) ENSURING THAT FRONTLINE AND VULNERABLE COMMUNITIES
ARE NOT ADVERSELY AFFECTED;
(III) PROVIDING RESOURCES, TRAINING, AND HIGH-QUALITY
EDUCATION, INCLUDING HIGHER EDUCATION, TO ALL PEOPLE OF
COLORADO, WITH A FOCUS ON FRONTLINE AND VULNERABLE
COMMUNITIES, SO THAT ALL PEOPLE OF COLORADO MAY BE FULL AND
EQUAL PARTICIPANTS IN THE GREEN NEW DEAL MOBILIZATION;
(IV) MAKING PUBLIC INVESTMENTS IN THE RESEARCH AND
DEVELOPMENT OF NEW CLEAN AND RENEWABLE ENERGY TECHNOLOGIES
AND INDUSTRIES;
(V) DIRECTING INVESTMENTS TO SPUR ECONOMIC DEVELOPMENT,
DEEPEN AND DIVERSIFY INDUSTRY AND BUSINESS IN LOCAL AND REGIONAL
ECONOMIES, AND BUILD WEALTH AND COMMUNITY OWNERSHIP, WHILE
PRIORITIZING HIGH-QUALITY JOB CREATION AND ECONOMIC, SOCIAL, AND
ENVIRONMENTAL BENEFITS IN FRONTLINE AND VULNERABLE COMMUNITIES
AND DEINDUSTRIALIZED COMMUNITIES THAT MAY OTHERWISE STRUGGLE
WITH THE TRANSITION AWAY FROM GREENHOUSE GAS INTENSIVE
INDUSTRIES;
(VI) ENSURING THE USE OF DEMOCRATIC AND PARTICIPATORY
PROCESSES THAT ARE INCLUSIVE OF AND LED BY FRONTLINE AND
VULNERABLE COMMUNITIES AND WORKERS TO PLAN, IMPLEMENT, AND
ADMINISTER THE GREEN NEW DEAL MOBILIZATION AT THE LOCAL LEVEL;
(VII) ENSURING THAT THE GREEN NEW DEAL MOBILIZATION
CREATES HIGH-QUALITY UNION JOBS THAT PAY PREVAILING WAGES, HIRES
LOCAL WORKERS, OFFERS TRAINING AND ADVANCEMENT OPPORTUNITIES,
AND GUARANTEES WAGE AND BENEFIT PARITY FOR WORKERS AFFECTED BY
THE TRANSITION;
(VIII) GUARANTEEING A JOB WITH A FAMILY-SUSTAINING WAGE,
ADEQUATE FAMILY AND MEDICAL LEAVE, PAID VACATIONS, AND
RETIREMENT SECURITY FOR ALL PEOPLE OF COLORADO;
(IX) STRENGTHENING AND PROTECTING THE RIGHT OF ALL
WORKERS TO ORGANIZE, UNIONIZE, AND COLLECTIVELY BARGAIN FREE OF
COERCION, INTIMIDATION, AND HARASSMENT;
(X) STRENGTHENING AND ENFORCING LABOR, WORKPLACE HEALTH
AND SAFETY, ANTIDISCRIMINATION, AND WAGE AND HOUR STANDARDS
ACROSS ALL EMPLOYERS, INDUSTRIES, AND SECTORS;
(XI) ENACTING AND ENFORCING TRADE RULES, PROCUREMENT
STANDARDS, AND BORDER ADJUSTMENTS WITH STRONG LABOR AND
ENVIRONMENTAL PROTECTIONS:
(A) To stop the transfer of jobs and pollution overseas;
AND
(B) To grow domestic manufacturing in Colorado;
(XII) Ensuring that public lands, waters, and oceans are
protected and that eminent domain is not abused;
(XIII) Obtaining the free, prior, and informed consent of
indigenous peoples for all decisions that affect indigenous
peoples and their traditional territories, honoring all treaties
and agreements with indigenous peoples, and protecting and
enforcing the sovereignty and land rights of indigenous peoples;
(XIV) Ensuring a commercial environment where every
businessperson is free from unfair competition and domination by
domestic or international monopolies; and
(XV) Providing all people of Colorado with:
(A) High-quality health care;
(B) Affordable, safe, and adequate housing;
(C) Economic security; and
(D) Clean water, clean air, healthy and affordable food,
and access to nature."

Page 6, line 10, strike "(2)(g)," and substitute "(2)(h),".

The amendment was declared lost by the following roll call vote:

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ADDITION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1307, 1261 amended.

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.
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**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 16, retaining place on Calendar:

- Consideration of Third Reading--HB19-1285, 1290, 1291, 1301, 1013, 1088, 1100, 1120, 1122, 1132, 1133, 1134, 1171, 1184, 1187, 1257, 1258, 1247, 1250, 1262, 1289, 1265, 1255, 1188, 1202, 1216, 1228, 1233.
- Consideration of Conference Committee Report(s)--HB19-1131.
- Consideration of Senate Amendment(s)--HB19-1207, 1030, 1208, 1023, 1092, 1220.

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**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**PUBLIC HEALTH CARE & HUMAN SERVICES**

After consideration on the merits, the Committee recommends the following:

HB19-1288 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 23, after "DEPARTMENTS," insert "PARENTS, ".

Page 3, after line 2 insert:

"(3) BECAUSE THE NUMBER OF FAMILY FOSTER HOMES IN COLORADO IS OFTEN INSUFFICIENT TO MEET THE NEEDS OF YOUTH,
INCLUDING SIBLING GROUPS, IT IS, THEREFORE, COLORADO'S GOAL TO CONTINUE TO RECRUIT FOSTER FAMILIES AND BUILD RESOURCES SUFFICIENT TO MEET THIS NEED."

Page 4, line 16, before "AND" insert "SOCIAL MEDIA ACCOUNTS,".

Page 5, line 2, after "DETERMINES" insert "THROUGH THE GUARDIAN AD LITEM'S INDEPENDENT INVESTIGATION THAT".

Page 5, strike lines 19 through 25 and substitute "SERVICES SHALL PROVIDE INFORMATION ON SIBLING CONTACT IN THE VISITATION PLAN FOR A YOUTH. IN DOING SO, THE YOUTH SHALL BE CONSULTED ABOUT THE YOUTH'S WISHES AS TO SIBLING CONTACT."

(2) AS WRITTEN IN THE VISITATION PLAN, THE DEPARTMENT OF HUMAN SERVICES SHALL, IF IT IS IN THE BEST INTERESTS OF EACH SIBLING:"

Page 6, line 2, strike "VISITATION" and substitute "CONTACT".

Page 6, line 3, strike "VISITATIONS;" and substitute "CONTACT;".

Page 7, strike lines 14 through 17 and substitute:

"(a) A BIOLOGICAL sibling; from birth who is descended from one or two mutual parents; or
(b) A stepbrother or former stepbrother or a stepsister or former stepsister; STEP-SIBLING OR FORMER STEP-SIBLING; OR"

HB19-1308 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, line 3, strike "PLAN." and substitute "PLAN, AND SUBJECT TO AVAILABLE GENERAL FUND APPROPRIATIONS OR FEDERAL FUNDING.".

Page 3, strike line 11.

Page 3, line 13, strike "AND".

Page 3, line 14, strike "PROGRAMS IN ORDER" and substitute "PROGRAMS, AND OTHER PROGRAMS ELIGIBLE FOR REIMBURSEMENT UNDER THE FEDERAL "FAMILY FIRST PREVENTION SERVICES ACT" THAT ARE TRAUMA-INFORMED, PROMISING, SUPPORTED OR WELL-SUPPORTED, AND PROVIDED".

Page 3, line 19, strike "DISTURBANCES," and substitute "DISTURBANCES THAT DOCUMENTS HOW PARENTS AND FAMILY ARE INTEGRATED INTO TREATMENT FOR A CHILD OR YOUTH WITH POST-DISCHARGE PLANNING, IF SUCH OUTREACH AND PARTICIPATION IS IN THE CHILD'S OR YOUTH'S BEST INTEREST.".

Page 3, lines 23 and 24, strike "AND INCLUDES SERVICES THAT ARE PROVIDED".
Page 5, after line 5 insert:

"SECTION 2. In Colorado Revised Statutes, 19-1-102, add (1.9) as follows:

**19-1-102. Legislative declaration.** (1.9) The federal "Family First Prevention Services Act" was enacted on February 9, 2018. In order to comply with the provisions of the federal "Family First Prevention Services Act", the general assembly finds that it is necessary to update current statutes to enable Colorado to provide enhanced support to children, youth, and their families in order to prevent foster care placements. The state department shall implement the updated provisions in sections 19-1-103, 19-1-115, 19-3-208, and 19-3-308 utilizing foster care prevention services and qualified residential treatment programs when the federal government approves Colorado's five-year Title IV-E prevention plan, and subject to available general fund appropriations or federal funding."

Renumber succeeding sections accordingly.

Page 5, strike line 11.

Page 5, line 13, strike "AND".

Page 5, line 14, strike "SERVICES" and substitute "PROGRAMS, AND OTHER PROGRAMS ELIGIBLE FOR REIMBURSEMENT UNDER THE FEDERAL "FAMILY FIRST PREVENTION SERVICES ACT" THAT ARE TRAUMA-INFORMED, PROMISING, SUPPORTED OR WELL-SUPPORTED, AND".

Page 5, line 22, strike "DISTURBANCES," and substitute "DISTURBANCES THAT DOCUMENTS HOW PARENTS AND FAMILY ARE INTEGRATED INTO TREATMENT FOR A CHILD OR YOUTH WITH POST-DISCHARGE PLANNING, IF SUCH OUTREACH AND PARTICIPATION IS IN THE CHILD'S OR YOUTH'S BEST INTEREST, ".

Page 5, lines 26 and 27, strike "AND INCLUDES SERVICES THAT ARE PROVIDED".

Page 6, lines 10 and 11, strike "IF THERE IS NO OBJECTION FROM ANY PARTY, ".

Page 6, line 12, strike "OR" and substitute "OR, IF THERE IS NO OBJECTION,".

Page 6, line 23, strike "GOALS" and substitute "GOALS, INCLUDING MENTAL, BEHAVIORAL, AND PHYSICAL HEALTH GOALS,".

Page 7, line 13, strike "PLAN." and substitute "PLAN;"

Page 7, line 16, strike "SERVICES." and substitute "SERVICES; AND"

Page 9, strike lines 19 and 20 and substitute:

"(cc) Foster care prevention services, as defined in section 26-5.4-102 (1) and authorized pursuant to the federal "Family First Prevention Services Act.""
Page 9, line 22, strike "portion;" and substitute "portion and (3)(n);"

Page 10, after line 2 insert:

"(n) Services described in section 19-3-208, C.R.S., and"

Page 10, line 25, strike "DISTURBANCES," and substitute "DISTURBANCES THAT DOCUMENTS HOW PARENTS AND FAMILY ARE INTEGRATED INTO TREATMENT FOR A CHILD OR YOUTH WITH POST-DISCHARGE PLANNING, IF SUCH OUTREACH AND PARTICIPATION IS IN THE CHILD'S OR YOUTH'S BEST INTEREST."

Page 11, strike lines 12 through 27.

Page 12, strike lines 1 through 3 and substitute:

"SECTION 12. In Colorado Revised Statutes, add 27-66-110 as follows:

27-66-110. Trauma-informed care standards of approval. The Office of Behavioral Health shall establish care standards and an approval process that a qualified residential treatment program, as defined in section 26-6-102 (30.5), must meet to ensure that qualified residential treatment programs have a trauma-informed treatment model that addresses the needs of children and youth with serious emotional or behavioral health disorders or disturbances."

SB19-164 be referred favorably to the Committee on Appropriations.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on SB19-208

This Report Amends the Rerevised Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB19-208, concerning a transfer of money from the state employee reserve fund to the general fund, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 7, strike "THIRTEEN" and substitute "TWENTY-THREE".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:
Amend rerevised bill, page 2, lines 7 and 8, strike "ACCOUNT DEDICATED TO THE DEPARTMENT OF CORRECTIONS WITHIN THE".

Respectfully submitted,

Senate Committee: House Committee:
(signed) (signed)
Dominic Moreno Daneya Esgar
Rachel Zenzinger Chris Hansen
Bob Rankin Kim Ransom

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB19-214

This Report Adopts the Rerevised Bill.

To the President of the Senate and the Speaker of the House of Representatives:
Your first conference committee appointed on SB19-214, concerning capital-related transfers of money, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendment made to the bill and that the rerevised bill be adopted without change.

Respectfully submitted,

Senate Committee: House Committee:
(signed) (signed)
Dominic Moreno Daneya Esgar
Rachel Zenzinger Chris Hansen
Bob Rankin Kim Ransom

PRINTING REPORT

The Chief Clerk reports the following bills been correctly printed:
HB19-1321, 1322, 1323.

MESSAGE(S) FROM THE SENATE

The Senate passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-157 and 197.

SB19-059 Amended in Special Orders as printed in Senate Journal, April 12, 2019.
SB19-061 Amended in Special Orders as printed in Senate Journal, April 12, 2019.
SB19-104 Amended in Special Orders as printed in Senate Journal, April 12, 2019.
SB19-142 Amended in Special Orders as printed in Senate Journal, April 12, 2019.
SB19-150 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-153 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-161 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-172 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-219 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-221 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-135 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-143 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-192 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-202 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-220 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

SB19-169 Amended in Special Orders as printed in Senate Journal, April 12, 2019 and in Third Reading as printed in Senate Journal, April 15, 2019.

HB19-1232 Amended in Special Orders as printed in Senate Journal, April 12, 2019.

The Senate has adopted the First Report of the First Conference Committee on HB19-1170 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, **SB19-157, 197.**

without comment, as amended, **HB19-1232.**

without comment, as amended, **SB19-059, 061, 104, 135, 142, 143, 150, 153, 161, 169, 172, 192, 202, 219, 220, 221.**

INTRODUCTION OF BILLS

First Reading

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

**SB19-059** by Senator(s) Moreno; also Representative(s) Buckner--Concerning creation of an automatic enrollment in advanced courses grant program in the department of education, and, in connection therewith, making an appropriation.

Committee on Education
SB19-104 by Senator(s) Holbert and Foote; also Representative(s) Baisley and Gray--Concerning the elimination of duplicate regulation of the property of a school district, district charter school, or institute charter school.

Committee on Education

SB19-135 by Senator(s) Williams A. and Rodriguez, Bridges, Court, Danielson, Donovan, Fenberg, Fields, Foote, Garcia, Ginal, Gonzales, Lee, Moreno, Pettersen, Priola, Story, Tate, Todd, Winter, Zenzinger; also Representative(s) Buckner and Buentello, Coleman, Cutter, Duran, Exum, Galindo, Herod, Jackson, Melton, Michaelson Jenet, Valdez A.--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and, making an appropriation.

Committee on Judiciary

SB19-143 by Senator(s) Gonzales and Lee; also Representative(s) Herod--Concerning changes related to parole release to alleviate prison population issues.

Committee on Judiciary

SB19-150 by Senator(s) Donovan and Sonnenberg, Coram; also Representative(s) Buentello--Concerning the continuation of the regulation of public livestock markets, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Business Affairs & Labor

SB19-153 by Senator(s) Fields; also Representative(s) Kipp--Concerning the continuation of the Colorado podiatry board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Health & Insurance

SB19-157 by Senator(s) Winter; also Representative(s) Cutter--Concerning the continuation of the fire suppression programs of the division of fire prevention and control in the department of public safety, and, in connection therewith, implementing the recommendation contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Business Affairs & Labor
SB19-161 by Senator(s) Bridges and Story, Lundeen, Hill, Todd; also Representative(s) Kipp--Concerning the continuation of the state advisory council for parent involvement in education, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Committee on Education

SB19-172 by Senator(s) Danielson and Ginal; also Representative(s) Singer--Concerning crimes related to an at-risk person, and, in connection therewith, creating the crimes of unlawful abandonment and unlawful confinement and making an appropriation.

Committee on Judiciary

SB19-197 by Senator(s) Zenzinger; also Representative(s) Kennedy--Concerning the continuation of the pilot program to allow an eligible person with a spinal cord injury to receive complementary or alternative medicine.

Committee on Health & Insurance

SB19-202 by Senator(s) Danielson and Zenzinger; also Representative(s) Froelich--Concerning ballot access for voters with disabilities, and, in connection therewith, making an appropriation.

Committee on State, Veterans, & Military Affairs

SB19-219 by Senator(s) Pettersen; also Representative(s) Gonzales-Gutierrez--Concerning the continuation of the "Colorado Licensing of Controlled Substances Act", and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on Health & Insurance

SB19-220 by Senator(s) Marble and Fenberg; also Representative(s) Saine and Arndt--Concerning updates to the industrial hemp regulatory program administered by the commissioner of agriculture to align the program with the regulatory requirements set forth in the federal "Agricultural Improvement Act of 2018", and, in connection therewith, making an appropriation.

Committee on State, Veterans, & Military Affairs

SB19-221 by Senator(s) Donovan; also Representative(s) Roberts--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Committee on State, Veterans, & Military Affairs
On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 16, 2019.

Approved:

KC Becker,
Speaker

Attest:

MARILYN EDDINS,
Chief Clerk
Prayer by Father Marcus Fryer, Arrupe Jesuit High School, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Liorah, Kayson and Joshua Parker, Home School, Castle Rock.

The roll was called with the following result:

Present--53.

Excused--Representative(s) Baisley, Beckman, Buckner, Caraveo, Jackson, Jaquez Lewis, Lontine, McKeen, Mullica, Titone, Valdez A., Van Winkle--12.

Present after roll call--Representative(s) Baisley, Beckman, Buckner, Caraveo, Jackson, Jaquez Lewis, Lontine, McKeen, Mullica, Titone, Valdez A.

The Speaker declared a quorum present.

On motion of Representative Esgar, the House Journal of April 15, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1045 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend Judiciary Committee report dated February 14, 2019, page 1, after line 2, insert:

"Page 3, line 2, after the period, insert "NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, UPON RECEIVING FUNDING SUFFICIENT TO BEGIN OPERATIONS IN THE SECOND JUDICIAL DISTRICT, THE OFFICE MUST BEGIN OPERATIONS IN THAT JUDICIAL DISTRICT PRIOR TO OPERATING IN ANY OTHER DISTRICT.".".
Page 2 of the committee report, strike line 4 and substitute:

"THIS ARTICLE 94.

SECTION 4. In Colorado Revised Statutes, 13-32-102, amend (1), (6)(a) introductory portion, (6)(a)(II), (6)(b) introductory portion, (6)(b)(II), (6)(c) introductory portion, (6)(c)(II), (6)(d) introductory portion, (6)(d)(II), (6)(e) introductory portion, (6)(e)(II), (6)(f) introductory portion, (6)(f)(II), (6)(g) introductory portion, (6)(g)(II), (6)(h) introductory portion, and (6)(h)(II) as follows:

13-32-102. Fees in probate proceedings. (1) On and after July 1, 2019, for services rendered by judges and clerks of district or probate courts in all counties of the state of Colorado in proceedings had pursuant to articles 10 to 17 of title 15, the court shall charge the following fees:

(a) Docket fee at the time of filing first papers in any decedent's estate eligible for summary administrative procedures under section 15-12-1203, C.R.S.; or in any small estate of a person under disability qualifying under section 15-14-118, C.R.S., which estates involve no real property.................... $ 68.00 83.00

(b) Docket fee at time of filing first papers in any estate not coming within the provisions of paragraph (a) of this subsection (1) SUBSECTION (1)(a) OF THIS SECTION........................ 164.00 199.00

(c) Additional fee payable by petitioner at time of filing petition for supervised administration of a decedent's estate pursuant to sections 15-12-501 and 15-12-502, C.R.S., except for contested claims.................... 163.00 198.00

(d) Docket fee to be paid by the claimant prior to hearing on any contested claim, which fee shall be 198.00

(e) Registration fee for registration of trust pursuant to article 5 of title 15............................. 163.00 198.00

(f) Docket fee at time of filing first papers in each action relating to a trust.............................. 164.00 199.00

(g) Nonrefundable fee for any demand for notice filed pursuant to section 15-12-204 C.R.S.................................. 30.00 36.00

(h) A fee to be paid by the testator at the time of depositing a will with the court during the testator's lifetime pursuant to section 15-11-515 C.R.S........................................ 15.00 18.00

(6) (a) Each fee collected pursuant to paragraph (a) of subsection (1) SUBSECTION (1)(a) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2019, forty-eight dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, FIFTEEN DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a).

(b) Each fee collected pursuant to paragraph (b) of subsection (1) SUBSECTION (1)(b) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2019, one hundred forty-three dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, fifteen
dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a), THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and one dollar shall be deposited in the general fund pursuant to section 2-5-119. C.R.S.

(c) Each fee collected pursuant to paragraph (c) of subsection (1) SUBSECTION (1)(c) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009; 2019, one hundred forty-three dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a).

(d) Each fee collected pursuant to paragraph (d) of subsection (1) SUBSECTION (1)(d) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009; 2019, one hundred forty-three dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a).

(e) Each fee collected pursuant to paragraph (e) of subsection (1) SUBSECTION (1)(e) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009; 2019, one hundred forty-three dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a).

(f) Each fee collected pursuant to paragraph (f) of subsection (1) SUBSECTION (1)(f) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009; 2019, one hundred forty-three dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204, fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a), THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and one dollar shall be deposited in the general fund pursuant to section 2-5-119. C.R.S.

(g) Each fee collected pursuant to paragraph (g) of subsection (1) SUBSECTION (1)(g) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009; 2019, twenty-five dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), SIX DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF
PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204.

(h) Each fee collected pursuant to paragraph (h) of subsection (1) SUBSECTION (1)(h) of this section shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2010, ten dollars shall be deposited in the judicial stabilization cash fund created in section 13-32-101 (6), THREE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and five dollars shall be deposited in the court security cash fund established pursuant to section 13-1-204.

SECTION 5. In Colorado Revised Statutes, 13-53-106, amend (1)(a), (1)(c) introductory portion, (1)(c)(III), (1)(c)(IV); and add (1)(c)(V) as follows:

13-53-106. Fees. (1) (a) On and after July 1, 2008, any person filing a foreign judgment shall pay to the clerk of the court one hundred sixty-six dollars.

(c) Each fee collected pursuant to paragraph (a) of this subsection SUBSECTION (1)(a) OF THIS SECTION shall be transmitted to the state treasurer and divided as follows:

(III) Fifteen dollars shall be deposited in the justice center cash fund created in section 13-32-101 (7)(a); and

(IV) One dollar shall be deposited in the general fund pursuant to section 2-5-119; C.R.S. AND

(V) THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1).

SECTION 6. In Colorado Revised Statutes, 15-12-623, amend (1)(a)(III); and add (1)(c) as follows:

15-12-623. Public administrator - administration - reports - fees. (1) The following court docket fees shall be charged:

(a) Public administrator statements of account in small estates, as "small estates" is defined in section 15-12-1201, having gross assets:

<table>
<thead>
<tr>
<th>Fee</th>
<th>Tax</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>$2,000.00 or more</td>
<td>$ 89.00</td>
<td>108.00</td>
</tr>
<tr>
<td>1.00</td>
<td>90.00</td>
<td>109.00</td>
</tr>
</tbody>
</table>

(c) NINETEEN DOLLARS OF EACH FEE COLLECTED PURSUANT TO SUBSECTION (1)(a)(III) OF THIS SECTION SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL DEPOSIT IT IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1).

SECTION 7. In Colorado Revised Statutes, 13-71-144, amend (1)(a), (2)(a) introductory portion, and (2)(a)(II) as follows:

13-71-144. Jury fees to be assessed in civil cases. (1) (a) On and after July 1, 2008, 2019, any party demanding a trial by jury as provided by statute shall pay to the clerk of the court a fee of one hundred ninety-two hundred thirty-one dollars in district court cases at the time the demand is made pursuant to the Colorado rules of civil procedure.

(2) (a) Each fee collected pursuant to paragraph (a) of subsection SUBSECTION (1)(a) OF THIS SECTION shall be transmitted to the state treasurer and divided as follows:

(II) On and after July 1, 2009, 2019, one hundred sixty-five dollars shall be deposited in the judicial stabilization cash fund created
in section 13-32-101 (6), five dollars shall be deposited in the court
security cash fund established pursuant to section 13-1-204, FORTY-ONE
DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP
CASH FUND ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and
twenty dollars shall be deposited in the justice center cash fund created

SECTION 8. Appropriation. For the 2019-20 state fiscal year,
$835,386 is appropriated to the judicial department for use by the office
of public guardianship. Of this appropriation, $427,000 is from the
general fund and $408,386 is from the office of public guardianship cash
fund created in section 13-94-108 (1), C.R.S. The appropriation is based
on an assumption that the office will require an additional 4.5 FTE. The
office may use this appropriation for operation of a pilot implementation
of article 94 of title 13, C.R.S., in the second judicial district.

SECTION 9. Effective date - applicability. This act takes effect
July 1, 2019, and applies to fees assessed on or after said date.

SECTION 10. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.".".

Page 2 of the committee report, strike line 5 and substitute:
"Page 3 of the printed bill, strike lines 3 through 12.".

Page 2 of the committee report, after line 5 insert:
"Page 1 of the printed bill, line 102, strike "GUARDIANSHIP." and
substitute "GUARDIANSHIP, AND, IN CONNECTION THEREWITH, MAKING
AN APPROPRIATION.".".

HB19-1051 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 5, before line 27 insert:

"SECTION 5. Appropriation. For the 2019-20 state fiscal year,
$72,128 is appropriated to the department of public safety for use by the
division of criminal justice. This appropriation is from the sex offender
surcharge fund created in section 18-21-103 (3), C.R.S., and is based on
an assumption that the division will require an additional 0.8 FTE. To
implement this act, the division may use this appropriation for human
trafficking training.".

Renumber succeeding section accordingly.

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

HB19-1193 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:
Amend printed bill, page 15, after line 14 insert:

"SECTION 11. Appropriation. For the 2019-20 state fiscal year, $500,000 is appropriated to the department of human services for use by the office of early childhood. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.6 FTE. To implement this act, the office may use this appropriation for the child care services and substance use disorder treatment pilot program.".

Renumber succeeding section accordingly.

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

HB19-1230 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Finance Committee Report, dated April 8, 2019, page 14, after line 25 insert:

"SECTION 12. Appropriation. (1) For the 2019-20 state fiscal year, $399,479 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 44-11-501 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $316,090 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 3.2 FTE;

(b) $2,000 for tax administration IT system (GenTax) support;

(c) $72,023 for the purchase of legal services;

(d) $4,576 for the purchase of criminal history record checks; and

(e) $4,790 for vehicle lease payments.

(2) For the 2019-20 state fiscal year, $72,023 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 0.3 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.

(3) For the 2019-20 state fiscal year, $4,576 is appropriated to the department of public safety for use by the biometric identification and records unit. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(d) of this section. To implement this act, the unit may use this appropriation to provide criminal history record checks for the department of revenue.

(4) For the 2019-20 state fiscal year, $4,790 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(e) of this section. To implement this act, the department of personnel may use this appropriation to provide vehicles for the department of revenue.".

Renumber succeeding section accordingly.
Page 14 of the Finance Committee Report, strike line 35 and substitute:

"official declaration of the vote thereon by the governor."

Page 1 of the printed bill, line 101, strike "ESTABLISHMENTS," and substitute "ESTABLISHMENTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." 

HB19-1234 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Business Affairs and Labor Committee Report, dated April 2, 2019, page 20, after line 35 insert:

"SECTION 10. Appropriation. (1) For the 2019-20 state fiscal year, $390,152 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 44-11-501 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $349,450 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 3.6 FTE;
(b) $35,752 for the purchase of legal services; and
(c) $4,950 for vehicle lease payments.

(2) For the 2019-20 state fiscal year, $35,752 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(b) of this section and is based on an assumption that the department of law will require an additional 0.2 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.

(3) For the 2019-20 state fiscal year, $4,950 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(c) of this section. To implement this act, the department of personnel may use this appropriation to provide vehicles for the department of revenue."

Renumber succeeding section accordingly.

Page 21 of the Business Affairs and Labor Committee Report, strike line 4 and substitute:

"official declaration of the vote thereon by the governor."

Page 1 of the printed bill, line 102, strike "SELLERS," and substitute "SELLERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." 

HB19-1242 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend the Health and Insurance Committee Report, dated March 26, 2019, page 15, before line 15 insert:

"SECTION 35. Appropriation. (1) For the 2019-20 state fiscal year, $139,486 is appropriated to the department of regulatory agencies. This appropriation is from the division of 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) $113,585 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 1.0 FTE;

(b) $10,356 for use by the division of professions and occupations for operating expenses; and

(c) $15,545 for the purchase of legal services.

(2) For the 2019-20 state fiscal year, $15,545 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies.

(3) For the 2019-20 state fiscal year, $128,188 is appropriated to the department of public safety for use by the biometric identification and records unit. This appropriation is from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S., and is based on an assumption that the department will require an additional 0.7 FTE. To implement this act, the unit may use this appropriation for criminal history record checks."

Renumber succeeding section accordingly.

Page 15 of the Health and Insurance Committee Report, after line 22 insert:

"Page 1 of the printed bill, line 102, strike "PHARMACY." and substitute "PHARMACY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

HB19-1245 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Finance Committee Report, dated April, 1, 2019, page 1, after line 12 insert "Page 7 of the bill, line 21, strike "MONTH." and substitute "FILING PERIOD.".".

Page 1 of the report, lines 15 and 16, strike "ONE MILLION TWO HUNDRED TWENTY" and substitute "THREE HUNDRED FORTY".

Page 1 of the report, line 17, strike "ONE MILLION FIVE HUNDRED FORTY" and substitute "SIX HUNDRED FORTY-FIVE".

Page 2 of the report, after line 25 insert:
"Page 10 of the printed bill, strike lines 2 through 6 and substitute:

"SECTION 8. Appropriation. (1) For the 2019-20 state fiscal year, $42,798 is appropriated to the department of local affairs for use by the division of housing. This appropriation is from the general fund. To implement this act, the division may use this appropriation for affordable housing program costs.

(2) For the 2019-20 state fiscal year, $286,408 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $186,436 for use by the taxpayer services division for personal services, which amount is based on an assumption that the division will require an additional 0.4 FTE;

(b) $5,368 for use by the taxpayer services division for operating expenses; and

(c) $94,604 for the tax administration IT system (GenTax) support.".

HB19-1263 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 12, before line 20 insert:

"SECTION 11. Appropriation - adjustments to 2019 long bill. (1) To implement this act, the general fund appropriation made in the annual general appropriation act for the 2019-20 state fiscal year to the judicial department for trial court programs is decreased by $297,370, and the related FTE is decreased by 3.2 FTE.

(2) For the 2019-20 state fiscal year, $350,000 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the county court drug court grant program.".

Renumber succeeding sections accordingly.

Page 1, line 103, strike "2013". and substitute "2013", AND IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION.".

HB19-1269 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Public Health Care and Human Services Committee Report, dated April 5, 2019, page 3, strike lines 22 through 30 and substitute:

"Page 16 of the printed bill, lines 4 and 5, strike "provisions. (4)" and substitute "provisions - rules. (4) (a)".

Page 1203
Page 16 of the bill, strike line 15 and substitute "BOARD SHALL
ESTABLISH, BY RULE, A PROCEDURE TO ALLOW FOR REIMBURSEMENT OF
MEDICALLY NECESSARY STATE PLAN SERVICES UNDER".

Page 16 of the bill, lines 16 and 17, strike "PROGRAM THROUGH A
PROCEDURE ESTABLISHED BY STATE BOARD RULE." and substitute
"PROGRAM.".

Page 16 of the bill, after line 18 insert:
(b) THE STATE BOARD SHALL ADOPT RULES ESTABLISHING THE
PROCEDURES FOR REIMBURSEMENT PURSUANT TO THIS SUBSECTION (4) BY
JANUARY 1, 2020.”.

Page 16 of the bill, line 20, strike "and (16)" and substitute "(16), and
(17)".

Page 16 of the bill, line 21, strike "definition." and substitute "definition
- rules.".

Page 17 of the bill, strike line 4 and substitute "A REASONABLE PERIOD
WHERE MEDICALLY NECESSARY".

Page 17 of the bill, line 5, strike "MEDICALLY NECESSARY," and strike
INTERVALS:" and substitute "INTERVALS, AS DETERMINED BY STATE
BOARD RULE;".

Page 17 of the bill, strike lines 10 through 17 and substitute "SERVICE;
AND
(i) REQUIRE AN MCE TO COVER ALL MEDICALLY NECESSARY
COVERED TREATMENTS FOR COVERED BEHAVIORAL HEALTH DIAGNOSES,
REGARDLESS OF ANY CO-OCURRING CONDITIONS.
(15) ON OR BEFORE JULY 1, 2020, THE STATE DEPARTMENT SHALL
INCLUDE UTILIZATION MANAGEMENT GUIDELINES FOR THE MCEs IN THE
STATE BOARD'S MANAGED CARE RULES.".

Renumber succeeding subsections accordingly.”.

Page 4 of the committee report, strike line 1 and substitute:
"Page 17 of the bill, line 18, strike "MAKE EACH MCE ANNUAL" and
substitute "PROVIDE INFORMATION ON ITS WEBSITE SPECIFYING HOW THE
PUBLIC MAY REQUEST THE".

Page 17 of the bill, line 19, strike "PUBLIC." and substitute "AND
QUARTERLY NETWORK REPORTS FOR AN MCE.".".

Page 4 of the committee report, after line 3 insert:
"Page 18 of the bill, line 1, strike "THE" and substitute "IF THE", and
strike "SHALL EXAMINE ALL COMPLAINTS" and substitute "RECEIVES A
COMplaint".

Page 18 of the bill, line 4, strike "RELATE" and substitute "RELATES", and
strike "OR (15)".

Page 18 of the bill, line 5, strike "MHPAEA" and substitute "MHPAEA,
THE STATE DEPARTMENT SHALL EXAMINE THE COMPLAINT, AS REQUESTED BY THE OFFICE,".

Page 18 of the bill, line 6, strike "REGARDING" and substitute "ANY".

Page 18 of the bill, lines 6 and 7, strike "THESE COMPLAINTS." and substitute "THE COMPLAINT.".".

Page 4 of the committee report, strike lines 10 through 18.

Page 4 of the committee report, after line 25 insert:

"Page 23 of the bill, after line 6 insert:

"(4) THE STATE DEPARTMENT SHALL CONTRACT WITH AN EXTERNAL QUALITY REVIEW ORGANIZATION AT LEAST ANNUALLY TO MONITOR MCEs' UTILIZATION MANAGEMENT PROGRAMS AND POLICIES, INCLUDING THOSE THAT GOVERN ADVERSE DETERMINATIONS, TO ENSURE COMPLIANCE WITH THE MHPAEA. THE QUALITY REVIEW REPORT MUST BE READILY AVAILABLE TO THE PUBLIC.".

Page 24 of the bill, after line 4 insert:

"SECTION 17. Appropriation. (1) For the 2019-20 state fiscal year, $181,751 is appropriated to the department of health care policy and financing. Of this appropriation $123,590 is from the general fund and $58,161 is from the healthcare affordability and sustainability fee cash fund created in section 25.5-4-402.4 (5)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $84,771, which consists of $57,644 from the general fund and $27,127 from the healthcare affordability and sustainability fee cash fund, for use by the executive director’s office for personal services, which amount is based on an assumption that the department will require an additional 3.0 FTE;

(b) $8,480, which consists of $5,766 from the general fund and $2,714 from the healthcare affordability and sustainability fee cash fund, for use by the executive director’s office for operating expenses; and

(c) $88,500, which consists of $60,180 from the general fund and $28,320 from the healthcare affordability and sustainability fee cash fund, for use by the executive director’s office for general professional services and special projects.

(2) For the 2019-20 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive $181,750 in federal funds to implement this act, which amount is included for informational purposes only. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) $84,771 for use by the executive director’s office for personal services;

(b) $8,479 for use by the executive director’s office for operating expenses; and

(c) $88,500 for use by the executive director’s office for general professional services and special projects.

(3) For the 2019-20 state fiscal year, $88,248 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the division of insurance cash fund created in
section 10-1-103 (3), C.R.S. To implement this act, the division may use this appropriation as follows:
(a) $82,500 for personal services, which amount is based on an assumption that the division will require an additional 1.1 FTE; and
(b) $5,748 for operating expenses.".

Renumber succeeding sections accordingly.

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

**HB19-1279** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 9, after line 8 insert:

"SECTION 4. Appropriation. (1) For the 2019-20 state fiscal year, $55,278 is appropriated to the department of public health and environment for use by the water quality control division. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:
(a) $49,910 for personal services, which amount is based on an assumption that the division will require an additional 0.7 FTE; and
(b) $5,368 for operating expenses.".

Renumber succeeding section accordingly.

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

**HB19-1292** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, strike lines 8 through 13 and substitute:

"SECTION 5. Appropriation. (1) For the 2019-20 state fiscal year, $249,454 is appropriated to the department of local affairs. This appropriation is from the general fund and is based on an assumption that the department will require an additional 2.7 FTE. To implement this act, the department may use this appropriation as follows:

**Executive director's office**
Health, life, and dental $23,781
Short-term disability $324
S.B. 04-257 amortization equalization disbursement $8,515
S.B. 06-235 supplemental amortization equalization disbursement $8,515
**Division of local government, local government and community services, administration**
Personal services $190,469 (2.7 FTE)
Operating expenses $17,850".
HB19-1314 be amended as follows, and as so amended, be referred to the Committee on Legislative Council with favorable recommendation:

Amend printed bill, page 13, after line 25 insert:

"SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $163,010 is appropriated to the just transition cash fund created in section 8-83-404, C.R.S. This appropriation is from the general fund. The department of labor and employment is responsible for the accounting related to this appropriation.

(2) For the 2019-20 state fiscal year, $163,010 is appropriated to the department of labor and employment for use by the division of employment and training. This appropriation is from reappropriated funds in the just transition cash fund under subsection (1) of this section and is based on the assumption that the division will require an additional 1.8 FTE. To implement this act, the division may use the appropriation for the just transition office.

(3) For the 2019-20 state fiscal year, $1,838 is appropriated to the legislative department for use by the general assembly. This appropriation is from the general fund."

Renumber succeeding section accordingly.

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

SB19-001 be referred to the Committee of the Whole with favorable recommendation.

SB19-003 be referred to the Committee of the Whole with favorable recommendation.

SB19-086 be referred to the Committee of the Whole with favorable recommendation.

SB19-162 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1280, SB19-064, 168, HB19-1260, SB19-189, 201, HB19-1305, SB19-004, 200, HB19-1045, 1051, 1193, 1269, 1279 were made Special Orders on April 16, 2019, at 9:22 a.m.

The hour of 9:22 a.m., having arrived, on motion of Representative McCluskie, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.
SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles
of the following bills had been read (reading at length had been
dispensed with by unanimous consent), the bills considered and action
taken thereon as follows:

(Amendments to the committee amendment are to the printed committee
report which was printed and placed in the members' bill file.)

HB19-1280 by Representative(s) Herod and Becker; also Senator(s)
Fenberg--Concerning the creation of the college
kickstarter account program to incentivize the creation of
a college savings account for every child born in Colorado.
Amendment No. 1, Finance Report, dated April 8, 2019, and placed in
member's bill file; Report also printed in House Journal, April 9, 2019.
Amendment No. 2, Appropriations Report, dated April 12, 2019, and
placed in member's bill file; Report also printed in House Journal, April
12, 2019.
As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-064 by Senator(s) Lee, Gardner; also Representative(s)
Weissman--Concerning retention of criminal justice
programs funding.
Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-168 by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez;
also Representative(s) Weissman and Herod, Snyder,
Soper, Van Winkle--Concerning implementation of
recommendations of the committee on legal services in
connection with legislative review of rules of state
agencies.
Laid over until April 17, retaining place on Calendar.

HB19-1260 by Representative(s) Kipp and Valdez A., Cutter, Duran,
Froelich, Hooton, Jaquez Lewis, Sirota, Weissman; also
Senator(s) Winter and Priola--Concerning an update to the
minimum energy code for the construction of buildings.
Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-189 by Senator(s) Todd and Lundeen, Hill, Bridges, Story; also
Representative(s) Cutter and Wilson--Concerning the
continuation of the concurrent enrollment advisory board,
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.
Amendment No. 1, Education Report, dated April 11, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 2, by Representative(s) Wilson.

Amend Education Committee Report, dated April 11, 2019, page 1, line 5, strike "JULY" and substitute "SEPTEMBER".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-201 by Senator(s) Pettersen and Tate; also Representative(s) Tipper and McKean--Concerning the creation of a process by which certain parties to an adverse health care incident may discuss potential outcomes.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1305 by Representative(s) McLachlan and Catlin; also Senator(s) Gonzales--Concerning the authority of tribal entities to administer fingerprint-based criminal history record checks related to emergency child welfare placements.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-004 by Senator(s) Donovan; also Representative(s) Roberts and McCluskie--Concerning measures to address the high costs of health insurance in the state, and, in connection therewith, modifying the health care coverage cooperatives laws to include consumer protections and allow consumers to collectively negotiate rates directly with providers.

Amendment No. 1, Rural Affairs & Agriculture Report, dated April 11, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-200 by Senator(s) Gonzales, Sonnenberg; also Representative(s) Valdez A.--Concerning an exception to the prohibition on removing an alcohol beverage from a premises licensed to serve alcohol beverages at the national western center.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
HB19-1051 by Representative(s) Carver and McLachlan; also Senator(s) Gardner and Ginal--Concerning human trafficking prevention training by the department of public safety.

Amendment No. 1, Judiciary Report, dated January 17, 2019, and placed in member's bill file; Report also printed in House Journal, January 18, 2019.

Amendment No. 2, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1193 by Representative(s) Herod and Pelton; also Senator(s) Garcia--Concerning behavioral health supports for high-risk families.

Amendment No. 1, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1269 by Representative(s) Cutter and Sullivan, Kipp, Michaelson Jenet, Mullica; also Senator(s) Ginal and Gardner--Concerning measures to improve behavioral health care coverage practices.

Amendment No. 1, Public Health Care & Human Services Report, dated April 5, 2019, and placed in member's bill file; Report also printed in House Journal, April 8, 2019.

Amendment No. 2, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1279 by Representative(s) Exum and Landgraf; also Senator(s) Lee and Hisey--Concerning the use of perfluoroalkyl and polyfluoroalkyl substances.

Laid over until April 17, retaining place on Calendar.

HB19-1045 by Representative(s) Snyder and Soper; also Senator(s) Ginal--Concerning funding for carrying out duties related to the office of public guardianship.

Amendment No. 1, Judiciary Report, dated February 14, 2019, and placed in member's bill file; Report also printed in House Journal, February 15, 2019.
Amendment No. 2, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**


Laid over until date indicated retaining place on Calendar: SB19-168, HB19-1279--April 17, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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**THIRD READING OF BILL(S)--FINAL PASSAGE**

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1285 by Representative(s) Lontine; also Senator(s) Fields--Concerning the requirement for the department of health care policy and financing to contract with the managed
care organization operated by Denver health and hospital
authority until the managed care organization ceases to
operate a medicaid managed care program.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Duran, Michaelson Jenet, Snyder, Titone, Valdez A., Speaker

HB19-1290 by Representative(s) Arndt; also Senator(s) Priola--
Concerning the substitution of foreign work experience for
the required contact hours by an applicant for examination
pursuant to the "Barber and Cosmetologist Act".

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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</table>
HB19-1291 by Representative(s) Arndt; also Senator(s) Williams A. and Tate--Concerning the supervision of insurers, and, in connection therewith, establishing certain disclosure requirements for insurers.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
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Co-sponsor(s) added: Representative(s) Humphrey, Snyder

HB19-1301 by Representative(s) Michaelson Jenet and Buckner, Buentello, Caraveo, Cutter, Duran, Galindo, Gonzales-Gutierrez, Hooton, Kipp, Sirota; also Senator(s) Williams A., Todd, Story--Concerning health insurance coverage for breast imaging.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Hansen
Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Coleman, Espar, Exum, Froelich, Gray, Hansen, Herod, Jackson, Kennedy, Kraft-Tharp, Landgraf, Lontine, McCluskie, McLachlan, Melton, Mullica, Roberts, Singer, Snyder, Tipper, Titone, Valdez A., Valdez D., Speaker

HB19-1013 by Representative(s) Exum, Coleman; also Senator(s) Pettersen, Fields--Concerning the extension of the income tax credit for child care expenses paid by a resident individual with a federal adjusted gross income of twenty-five thousand dollars or less.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker

HB19-1088 by Representative(s) Buck and Valdez D.; also Senator(s) Donovan--Concerning modifications to the existing income tax credit for health care preceptors working in health care professional shortage areas, and, in connection therewith, clarifying the definition of "preceptorship" and extending the existing sunset date for the tax credit.
The question being "Shall the bill pass?"
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Esgar, Froelich, Galindo, Gray, Hansen, Hooton, Kennedy, McCluskie, Mullica, Roberts, Sandridge, Titone

**HB19-1110** by Representative(s) Cutter; also Senator(s) Pettersen--Concerning implementing media literacy in elementary and secondary education, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?"
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Speaker Y
HB19-1120 by Representative(s) Michaelson Jenet and Roberts; also
Senator(s) Fenberg and Coram--Concerning multiple
approaches to prevent youth suicide, and, in connection
therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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<td>Garnett Y</td>
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<td>Snyder Y</td>
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<td>Gray Y</td>
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<td>Tipper Y</td>
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HB19-1122 by Representative(s) Buckner and Landgraf; also
Senator(s) Fields and Gardner--Concerning the creation of
a maternal mortality review committee in the department
of public health and environment, and, in connection
therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kraft-Tharp, Lewis, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Snyder, Soper, Tipper, Valdez A., Valdez D., Weissman, Will, Speaker
House Journal--103rd Day--April 16, 2019

**HB19-1133** by Representative(s) Caraveo and Pelton; also Senator(s) Fields--Concerning the creation of a Colorado child abuse response and evaluation network, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Sandridge, Singer, Sirota, Snyder, Sullivan, Titone, Valdez A., Will, Wilson, Speaker

**HB19-1134** by Representative(s) Buckner and Wilson; also Senator(s) Todd--Concerning researching effective methods for assisting early-grade students with dyslexia, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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HB19-1171 by Representative(s) Michaelson Jenet; also Senator(s) Fields and Priola--Concerning expanding the grades eligible for the child nutrition school lunch protection program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Beckman, Benavidez, Bird, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Liston, Lontine, McCluskie, McKeen, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sandridge, Singer, Sirotta, Snyder, Sullivan, Titone, Valdez A., Valdez D., Weissman, Will, Speaker

HB19-1184 by Representative(s) Herod and Caraveo; also Senator(s) Williams A.--Concerning a requirement that staff of the legislative council prepare demographic notes on certain legislative bills, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Valdez A., Weissman, Speaker

HB19-1187 by Representative(s) Coleman; also Senator(s) Bridges--Concerning increasing completion rates of applications for student financial aid for higher education, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1257 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McClachlan, Melton, Michaelson Jenet, Mullica, Roberts, Snyder, Titone, Valdez A., Weissman, Speaker

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Coleman, Duran, Froelich, Garnett, Gray, Herod

HB19-1258 by Representative(s) Becker and McCluskie, Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McClachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirotia, Snyder, Sullivan, Tipper, Valdez A., Weissman, Galindo; also Senator(s) Court and Priola, Fenberg,
Gonzales, Moreno, Rodriguez, Story, Todd, Williams A.,
Winter--Concerning the allocation of money that the state
keeps and spends as a result of a voter-approved revenue
change at the 2019 statewide election.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Coleman, Duran, Froelich,
Garnett, Gray, Herod, Titone

HB19-1247 by Representative(s) Valdez D. and Catlin; also Senator(s)
Donovan and Coram--Concerning a study by the
commissioner of agriculture on the potential applications
for blockchain technology in agricultural operations.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Galindo, Garnett, Gonzales-Gutierrez, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Valdez A., Weissman, Speaker

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared \textbf{passed}.

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Co-sponsor(s) added: Representative(s) Esgar, Garnett, Gray, Hansen, Kraft-Tharp, Lontine, Mullica, Tipper

\textbf{HB19-1289} by Representative(s) Weissman; also Senator(s) Foote--Concerning the creation of additional protections in the Colorado consumer code, and, in connection therewith, enabling enforcement of the "Colorado Consumer Protection Act" for reckless acts.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared \textbf{passed}.

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Speaker Y
HB19-1265 by Representative(s) Esgar and Soper; also Senator(s) Rankin and Winter--Concerning the penalty for a person who passes a snowplow that is performing its service function in echelon formation with at least one other snowplow, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Benavidez, Cutter, Duran, Gray, Hansen, Hooton, Kipp, McCluskie, McKeen, McLachlan, Michaelson Jenet, Snyder, Titone, Valdez A., Valdez D., Speaker

HB19-1255 by Representative(s) Hansen and Catlin; also Senator(s) Coram and Zenzinger--Concerning the creation of a Mesa Verde National Park license plate.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1188 by Representative(s) Sirota and Snyder; also Senator(s) Foote--Concerning the inclusion of the net impact on greenhouse gas pollution in the fiscal notes prepared for legislative measures, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Buckner, Buentello, Caraveo, Cutter, Duran, Exum, Froelich, Galindo, Gonzalez-Gutierrez, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Valdez A., Weissman, Speaker

HB19-1202 by Representative(s) McLachlan and Galindo, Arndt, Kipp, Pelton; also Senator(s) Ginal and Priola--Concerning the food systems advisory council, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Hooton, Jackson, Kennedy, Lontine, Melton, Michaelson Jenet, Mullica, Titone, Valdez D.

HB19-1216 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Priola--Concerning measures to reduce a patient's costs of prescription insulin drugs, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

Speaker Y
Co-sponsor(s) added: Representative(s) Arndt, Beckman, Benavidez, Bird, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Liston, Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Wilson, Speaker

HB19-1228 by Representative(s) Arndt, Bird and Titone, Gray, McLachlan, Soper; also Senator(s) Zenzinger and Tate, Bridges, Gardner, Priola, Rodriguez--Concerning an increase in the aggregate amount of the tax credits that the Colorado housing and finance authority may allocate in a calendar year under the Colorado affordable housing tax credit.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Caraveo, Cutter, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Singer, Snyder, Tipper, Valdez A., Weissman, Speaker
Representative Gray excused from voting under House Rule 21(c).
Representative Gray requested his name be removed as sponsor.

HB19-1233 by Representative(s) Froelich and Caraveo; also Senator(s) Ginal and Moreno--Concerning payment system reforms to reduce health care costs by increasing utilization of primary care, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
### House Journal--103rd Day--April 16, 2019

**HB19-1307** by Representative(s) Kraft-Tharp and Larson; also Senator(s) Lee and Gardner--Concerning the clarification that the disclosure of a report of the mistreatment or self-neglect of an at-risk adult shall only be made to the at-risk adult who is the subject of the report.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<td>Mullica</td>
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<td>Roberts</td>
<td>Y</td>
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<td>Y</td>
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Co-sponsor(s) added: Representative(s) Bird, Buentello, Carver, Duran, Esgar, Exum, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sirota, Snyder, Sullivan, Titone, Valdez A., Valdez D. **Speaker** Y

---
HB19-1261 by Representative(s) Becker and Jackson, Jaquez Lewis, Bird, Cutter, Duran, Froelich, Galindo, Hooton, Kennedy, Kipp, Melton, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman; also Senator(s) Winter and Williams A., Moreno--Concerning the reduction of greenhouse gas pollution, and, in connection therewith, establishing statewide greenhouse gas pollution reduction goals and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YE</th>
<th>NO</th>
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Arndt Y Exum Y Landgraf N Saine N
Baisley N Froelich Y Larson N Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville Y Van Winkle E
Coleman N Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Buckner, Buentello, Caraveo, Exum, Gonzales-Gutierrez, Gray, Hansen, Lontine, McCluskie, Michaelson Jenet, Mullica

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL(S)

HB19-1207 by Representative(s) Roberts; also Senator(s) Donovan and Rankin--Concerning a requirement that motor vehicles meet traction-control standards for winter conditions.

(Amended as printed in Senate Journal, April 8, 2019.)

Representative Roberts moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YE</th>
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<tr>
<td>48</td>
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Arndt Y Exum Y Landgraf Y Saine N
Baisley N Froelich Y Larson N Sandridge N
Beckman N Galindo Y Lewis N Singer Y
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tr>
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<td>Y</td>
<td>N</td>
</tr>
<tr>
<td>Coleman</td>
<td>Y</td>
<td>Y</td>
<td>N</td>
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<tr>
<td>Cutter</td>
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<td>Y</td>
<td>N</td>
</tr>
<tr>
<td>Duran</td>
<td>Y</td>
<td>Y</td>
<td>N</td>
</tr>
<tr>
<td>Esgar</td>
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<td>Y</td>
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</table>

**HB19-1030** by Representative(s) Soper and Roberts; also Senator(s) Rankin and Zenzinger--Concerning creating the crime of unlawful electronic sexual communication.

(Amended as printed in Senate Journal, April 9, 2019.)

Representative Roberts moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<td>Arndt</td>
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<td>Baisley</td>
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</tr>
<tr>
<td>Beckman</td>
<td>Y</td>
<td>Y</td>
<td>Y</td>
</tr>
</tbody>
</table>
The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

**Vote:**

<table>
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<tr>
<th>YES</th>
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<tbody>
<tr>
<td>64</td>
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<td>1</td>
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</table>

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Galindo, Jaquez Lewis, Kennedy, Melton, Michaelson Jenet, Mullica, Pelton, Will, Speaker

**HB19-1208** by Representative(s) Singer and Landgraf, Buckner, Catlin, Exum, Liston, Pelton, Soper, Wilson; also Senator(s) Fields and Gardner, Cooke, Coram, Crowder, Sonnenberg, Woodward--Concerning the designation of physical therapists as health care providers for the purpose of ensuring compliance with required head trauma guidelines in organized youth athletic activities.

(Amended as printed in Senate Journal, April 9, 2019.)

Representative Singer moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

The Co-sponsor(s) added: Representative(s) Arndt, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Jaquez Lewis, Kennedy, Lontine, Sandridge, Snyder, Sullivan

HB19-1023 by Representative(s) Saine and Jackson, McLachlan, Roberts; also Senator(s) Marble and Todd, Zenzinger-- Concerning issuance of driving authorization documents to foster children who are under eighteen years of age, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 11, 2019.)
Representative Jackson moved that the House *concur* in Senate amendments. The motion was declared *passed* by the following roll call vote:

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<th>ABSENT</th>
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<td>Saine</td>
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<td>Froelich</td>
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<td>Larson</td>
<td>Y</td>
<td>Sandridge</td>
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<td>Lewis</td>
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<td>Liston</td>
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<td>Sirota</td>
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<td>Bird</td>
<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
<td>Y</td>
<td>Snyder</td>
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<td>Williams D.</td>
<td>Y</td>
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</table>
| Esgar| Y  | Kraft-Tharp| Y  | Roberts| Y  | Wilson  | Y  

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared *repassed*.

Co-sponsor(s) added: Representative(s) Arndt, Bockenfeld, Lewis, Wilson

**HB19-1092** by Representative(s) Valdez A., Caraveo, Duran, Galindo, Mullica, Singer, Sullivan; also Senator(s) Ginal--Concerning a prohibition on future ownership of an animal for persons convicted of animal cruelty.

(Amended as printed in Senate Journal, April 12, 2019.)
House Journal--103rd Day--April 16, 2019

Representative Valdez A. moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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<td>Sirota</td>
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<td>Geitner</td>
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<td>Y</td>
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<td>Hooton</td>
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<td>Michaelson Jenet</td>
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<td>Mullica</td>
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<td></td>
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<td>Speaker</td>
<td>Y</td>
</tr>
</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Buentello, Esgar, Gonzales-Gutierrez, Kennedy, Michaelson Jenet, Sandridge
Representative Saine requested her name be removed as co-sponsor.

**HB19-1220** by Representative(s) Sullivan; also Senator(s) Fields--Concerning allowing a court facility dog to accompany a witness during testimony.

(Amended as printed in Senate Journal, April 12, 2019.)
Representative Sullivan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>63</th>
<th>NO</th>
<th>1</th>
<th>EXCUSED</th>
<th>1</th>
<th>ABSENT</th>
<th>0</th>
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</thead>
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<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>Y</td>
<td>Landgraf</td>
<td>Y</td>
<td>Saine</td>
<td>Y</td>
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<tr>
<td>Baisley</td>
<td>Y</td>
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Co-sponsor(s) added: Representative(s) Caraveo, Esgar, Gonzales-Gutierrez, Kraft-Tharp, Mullica, Titone, Valdez D.

HB19-1232 by Representative(s) Gonzales-Gutierrez and Catlin; also Senator(s) Coram and Rodriguez--Concerning the alignment of compliance with the federal "Indian Child Welfare Act".

(Amended as printed in Senate Journal, April 15, 2019.)
Representative Gonzales-Gutierrez moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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Co-sponsor(s) added: Representative(s) Benavidez, Buentello, Coleman, Cutter, Gray, Kipp, Melton

CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

**HB19-1131** by Representative(s) Jaquez Lewis; also Senator(s) Winter--Concerning a requirement to share the wholesale
acquisition cost of a drug when sharing information concerning the drug with another party.


On motion of Representative Jaquez Lewis, the Majority Conference Committee Report was adopted by the following roll call vote:

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Co-sponsor(s) added: Representative(s) Benavidez, Hooton, Titone
SB19-214  by Senator(s) Rankin, Moreno, Zenzinger; also
Representative(s) Esgar and Ransom, Hansen--Concerning
capital-related transfers of money.


On motion of Representative Esgar, the Conference Committee Report
was adopted by the following roll call vote:

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Speaker Y

Co-sponsor(s) added: Representative(s) Snyder
SB19-208 by Senator(s) Moreno, Zenzinger, Rankin; also
Representative(s) Esgar, Hansen, Ransom--Concerning a
transfer of money from the state employee reserve fund to
the general fund.


On motion of Representative Esgar, the Conference Committee Report
was adopted by the following roll call vote:

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</table>

The question being "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the
bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Exum, Snyder
HB19-1170 by Representative(s) Jackson and Weissman; also
Senator(s) Williams A. and Bridges--Concerning
increasing tenant protections relating to the residential
warranty of habitability.


On motion of Representative Jackson, the Conference Committee Report
was adopted by the following roll call vote:

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</table>

The question being "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the
bill, as amended, was declared repassed.

<table>
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</table>

Co-sponsor(s) added: Representative(s) Bird, Caraveo, Hooton
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 17, 2019 only:

Finance
Representative Valdez A. to replace Representative Bird
Representative Exum to replace Representative Snyder
Representative Kipp to replace Representative Sullivan

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1199 be postponed indefinitely.

HB19-1264 be referred favorably to the Committee on Appropriations.

HB19-1299 be referred to the Committee of the Whole with favorable recommendation.

HB19-1300 be referred favorably to the Committee on Appropriations.

HB19-1302 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, strike lines 11 through 27.
Strike pages 4 and 5.
Page 6, strike lines 1 through 17.
Renumber succeeding section accordingly.
Page 1, strike lines 101 through 107 and substitute "CONCERNING THE CONTINUATION OF THE BREAST AND CERVICAL CANCER PREVENTION AND TREATMENT PROGRAM."

HB19-1309 be referred favorably to the Committee on Appropriations.
HB19-1311 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 7 insert:

"(III) THE PRESIDENT OF THE UNIVERSITY OF COLORADO OR HIS OR HER DESIGNEE;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT OR HIS OR HER DESIGNEE;"

Renumber succeeding subparagraph accordingly.

Page 5, strike line 11.

Page 5, line 13, strike "INSTITUTION." and substitute "INSTITUTION; OR".

Page 5, after line 13, insert:

"(C) A MARIJUANA RESEARCH AND DEVELOPMENT LICENSEE AS DESCRIBED IN SECTION 44-11-408.".

HB19-1319 be amended as follows, and as so amended, be referred to the Committee on Legislative Council with favorable recommendation:

Amend printed bill, page 4, line 1, strike "19-___," and substitute "19-1319,"

Page 4, strike lines 6 through 27 and substitute:

"SECTION 2. In Colorado Revised Statutes, 2-3-1304, add (3) as follows:

2-3-1304. Powers and duties of capital development committee. (3) Not later than October 15, 2019, each state agency and state institution of higher education shall submit to the capital development committee a list of all nondeveloped real property owned by or under the control of the agency or institution. Not later than October 15 of each year thereafter, each agency or institution shall submit to the capital development committee any additions or deletions to the list identifying any nondeveloped real property the agency has acquired or disposed of during the preceding state fiscal year. The capital development committee shall include this information in an annual report published on the website of the general assembly. The Division of Housing within the Department of Local Affairs shall provide a link to the report on the Division's website. The Division of Parks and Wildlife in the Department of Natural Resources is exempt from the requirements of this subsection (3).

(II) For purposes of this subsection (3), "nondeveloped real property" means unimproved real property that is not otherwise protected for or dedicated to another use such as an access or a conservation easement.".

"SECTION 2. In Colorado Revised Statutes, 2-3-1304, add (3) as follows:

2-3-1304. Powers and duties of capital development committee. (3) Not later than October 15, 2019, each state agency and state institution of higher education shall submit to the capital development committee a list of all nondeveloped real property owned by or under the control of the agency or institution. Not later than October 15 of each year thereafter, each agency or institution shall submit to the capital development committee any additions or deletions to the list identifying any nondeveloped real property the agency has acquired or disposed of during the preceding state fiscal year. The capital development committee shall include this information in an annual report published on the website of the general assembly. The Division of Housing within the Department of Local Affairs shall provide a link to the report on the Division's website. The Division of Parks and Wildlife in the Department of Natural Resources is exempt from the requirements of this subsection (3).

(II) For purposes of this subsection (3), "nondeveloped real property" means unimproved real property that is not otherwise protected for or dedicated to another use such as an access or a conservation easement.".
Page 5, strike lines 1 through 22.

Page 5, strike lines 25 through 27 and substitute:

"24-32-705. Functions of division. (4) On a page on the website maintained by the Department of Local Affairs that is dedicated to the Division of Housing, the Division shall provide a link to the annual report that includes information on nondeveloped real property owned by or under the control of each state agency or institution of higher education pursuant to section 2-3-1304 (3). Not later than once annually by December 31 of each year, the Division shall update the link it is required to maintain by this subsection (4).".

Page 6, strike lines 1 through 8.

Page 1, strike lines 103 and 104 and substitute "THEREWITH, ".

SB19-167 be referred favorably to the Committee on Appropriations.

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

HB19-1312 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend corrected printed bill, page 4, line 20, strike "county, district, or municipal" and substitute "county, district, or municipal LOCAL".

Page 7, lines 2 and 3, strike "COUNTRY, DISTRICT, OR MUNICIPAL" and substitute "LOCAL".

Page 7, lines 6 and 7, strike "COUNTRY, DISTRICT, OR MUNICIPAL" and substitute "LOCAL".

Page 7, line 18, strike "COUNTRY, DISTRICT, OR MUNICIPAL" and substitute "LOCAL".

Page 7, line 27, strike "COUNTRY, DISTRICT, OR MUNICIPAL" and substitute "LOCAL".

Page 8, line 6, strike "COUNTRY, DISTRICT, OR MUNICIPAL" and substitute "LOCAL".
JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1275 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 7, after line 24 insert:

"(V) If a defendant is convicted of a new criminal offense after an order sealing conviction records is entered, the court shall order the conviction records to be unsealed.".

Page 11, line 10, strike "13-10-101" and substitute "13-90-101".

Page 13, after line 2, insert:

"(11) A defendant shall not be required to waive his or her right to file a motion to seal pursuant to the provisions of this section as a condition of a plea agreement in any case.".

Renumber succeeding subsection accordingly.

Page 18, strike lines 8 through 11.

Page 19, line 10, strike "For" and substitute "Subject to the limitations in subsection (2) of this section, for".

Page 21, line 10, after the period insert "The district attorney shall advise the court of a victim's objection and request for hearing when known.".

Page 21, line 27, after the period insert "The district attorney shall advise the court of a victim's objection and request for hearing when known.".

Page 23, line 2, after "Retaining" insert "Public access to".

Page 24, line 15, strike "Or".

Page 24, strike line 17 and substitute "Section 18-1.3-406;".

Page 24, after line 17 insert:

"(H) sentencing for a felony crime enumerated in section 24-4.1-302 (1);
(I) sentencing for a felony offense in violation of section 18-9-202;
(J) sentencing for an offense classified as a class 1, 2, or 3 felony or a level 1 drug felony pursuant to any section of title 18;
(K) sentencing for an offense in violation of part 1 of article 6 of title 18; or
(L) sentencing for an offense in violation of section 18-5-902 (1).".

Page 25, line 9, after "Records" insert "Exist".
Page 28, line 13, after "RETAINING" insert "PUBLIC ACCESS TO".

Page 28, strike line 17 and substitute "24-72-706 (1)(g).".

Page 28, strike lines 18 through 27.

Strike pages 29 and 30.

Page 31, strike lines 1 through 26.

Page 32, line 6, strike "SECTIONS 24-72-706 AND 24-72-709." and substitute "SECTIONS 24-72-704 AND 24-72-705.".

Page 32, line 7, strike "SECTIONS 24-72-704 AND 24-72-709," and substitute "SECTION 24-72-703 (11),".

Page 32, after line 20, insert:

"SECTION 4. In Colorado Revised Statutes, 24-4.1-302, amend (2)(t); and add (2)(v) as follows:

24-4.1-302. Definitions. As used in this part 3, and for no other purpose, including the expansion of the rights of any defendant:

(2) "Critical stages" means the following stages of the criminal justice process:

(i) A hearing held pursuant to section 18-1-414 (2)(b), C.R.S.; and

(v) A HEARING HELD PURSUANT TO SECTION 24-72-706 OR 24-72-709."

Renumber succeeding sections accordingly.

Page 32, line 26, strike "a MOTION" and substitute "a ANY MOTION FILED FOR".

Page 33, strike line 7 and substitute:

"(b.7) Any MOTION FILED OR ANY hearing concerning a MOTION OR petition for sealing of records as".

Page 33, line 8, strike "24-72-704" and substitute "24-72-706 OR 24-72-709".

Page 33, strike lines 12 through 16 and substitute:

"SECTION 7. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Strike "OBJECT," and substitute "OBJECT AND THE OFFENSE IS NOT A CRIME ENUMERATED IN SECTION 24-4.1-302 (1)," on: Page 21, line 4 and line 26.

TRANSPORTATION & LOCAL GOVERNMENT
After consideration on the merits, the Committee recommends the following:

HB19-1295 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 9, strike "IMMEDIATELY UPON" and substitute "NOT LESS THAN SIXTY DAYS PRIOR TO".

Page 5, line 26, after "person" insert "OTHER THAN A COUNTY TREASURER".

HB19-1298 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, line 15, before "CHARGING" insert "DEDICATED".

Page 3, lines 25 and 26, strike "AT A CHARGING STATION" and substitute "IN A PARKING SPACE WITH A DEDICATED CHARGING CONNECTOR FOR THE PARKING SPACE".

Page 4, line 4, strike "STATION;" and substitute "STATION PARKING SPACE WITH A DEDICATED CHARGING CONNECTOR FOR THE SPACE;".

Page 5, strike line 24 and substitute:

"42-4-1213 150.00 32.00".

SB19-054 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, after line 13, insert:

"SECTION 4. Effective date. This act takes effect July 1, 2019.".

Renumber succeeding section accordingly.
SB19-159 be referred favorably to the Committee on Finance.

SB19-160 be referred favorably to the Committee on Finance.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-144.

MESSAGE FROM THE SENATE

The Senate passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-196 Amended in General Orders as printed in Senate Journal, April 12, 2019 and April 15, 2019.

HB19-1118 Amended in General Orders as printed in Senate Journal, April 15, 2019.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1118.
without comment, as amended, SB19-196.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 16th day of April, 2019, at 4:30 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Tuesday, April 16, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the Colorado House of Representatives,

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB 1086 Plumbing Inspections Ensure Compliance
Approved Tuesday, April 16, 2019 at 12:37 P.M.
HB 1029  Republican River Water Conservation District
Approved Tuesday, April 16, 2019 at 12:49 P.M.

HB 1150  Recreate Consumer Insurance Council
Approved Tuesday, April 16, 2019 at 12:52 P.M.

HB 1069  Sign Language Interpreters Title Certification
Approved Tuesday, April 16, 2019 at 1:05 P.M.

HB 1038  Dental Services For Pregnant Women On CHP+
Approved Tuesday, April 16, 2019 at 1:10 P.M.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

HB19-1324  by Representative(s) Cutter and Bird; also Senator(s) Foote--Concerning motions to dismiss certain civil actions involving constitutional rights.
Committee on Judiciary

HB19-1325  by Representative(s) Hansen and McKean; also Senator(s) Priola and Bridges, Winter--Concerning increasing consumer access to electric motor vehicles by allowing electric motor vehicle manufacturers to sell their own electric motor vehicles directly to consumers.
Committee on State, Veterans, & Military Affairs

SB19-061  by Senator(s) Tate and Zenzinger; also Representative(s) Arndt and Hooton--Concerning standards for the certification of certain types of respirators equipped with pressure vessels, and, in connection therewith, making an appropriation.
Committee on Health & Insurance

SB19-142  by Senator(s) Donovan; also Representative(s) McCluskie--Concerning the exclusion of hard cider from the "Colorado Wine Industry Development Act", and, in connection therewith, making an appropriation.
Committee on Business Affairs & Labor

SB19-169  by Senator(s) Tate and Bridges; also Representative(s) Arndt--Concerning project management competencies for certain state contracts.
Committee on Business Affairs & Labor
SB19-192  by Senator(s) Winter and Priola; also Representative(s) Jackson--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based waste diversion grant program.

Committee on Finance

SB19-196  by Senator(s) Lee and Danielson; also Representative(s) Garnett and Duran--Concerning the modification of procurement requirements for state contracts for public projects.

Committee on State, Veterans, & Military Affairs

On motion of Representative Garnett, the following bill(s) calendared for General Orders, April 16, will be calendared for April 18, 2019:

HB19-1124.

On motion of Representative Garnett, the following bill(s) calendared for General Orders, April 16, will be calendared for the end of the General Orders Calendar for April 17, 2019: SB19-194, 077.

On motion of Representative Garnett, the following bill(s) will be calendared for General Orders on April 17, 2019: HB19-1230, 1234, 1299, 1311, 1295, 1298.

On motion of Representative Garnett, SB19-168 and HB19-1279 were moved from the Special Orders Calendar to the General Orders Calendar for April 17, 2019.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 17, retaining place on Calendar:

Consideration of General Orders--HB19-1076, 1284.

On motion of Representative Cutter, the House adjourned until 9:00 a.m., April 17, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by the Reverend Dr. Cynthia Cearley, Centennial.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Zoe Alberti, Abigail Garcia, Stormie Quick, Acadia Smith, Springfield High School FCCLA Club.

The roll was called with the following result:

Present--60.
Excused--Representative(s)--Becker, Beckman, Mullica, Soper, Van Winkle--5.
Present after roll call--Representative(s) Becker, Beckman, Mullica, Soper.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Gonzales-Gutierrez, the House Journal of April 16, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1280 by Representative(s) Herod and Becker; also Senator(s) Fenberg--Concerning the creation of the college kickstarter account program to incentivize the creation of a college savings account for every child born in Colorado.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Sirota</td>
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CO-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Bockenfeld, Buentello, Caraveo, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Sirota, Tipper, Titone, Valdez A., Valdez D., Weissman

SB19-064 by Senator(s) Lee, Gardner; also Representative(s) Weissman--Concerning retention of criminal justice programs funding.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Kraft-Tharp, Michaelson Jenet, Roberts, Snyder, Tipper, Titone, Valdez A.

HB19-1260 by Representative(s) Kipp and Valdez A., Cutter, Duran, Froelich, Hooton, Jaquez Lewis, Sirota, Weissman; also Senator(s) Winter and Priola--Concerning an update to the minimum energy code for the construction of buildings.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Hansen, Jackson, Michaelson Jenet, Roberts, Tipper, Titone, Speaker

**SB19-189** by Senator(s) Todd and Lundeen, Hill, Bridges, Story; also Representative(s) Cutter and Wilson--Concerning the continuation of the concurrent enrollment advisory board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-201 by Senator(s) Pettersen and Tate; also Representative(s) Tipper and McKean--Concerning the creation of a process by which certain parties to an adverse health care incident may discuss potential outcomes.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Beckman, Bird, Buckner, Buentello, Carver, Cutter, Exum, Galindo, Gonzales-Gutierrez, Gray, Hooton, Kipp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Ransom, Roberts, Sirota, Snyder, Titone, Valdez A., Speaker

HB19-1305 by Representative(s) McLachlan and Catlin; also Senator(s) Gonzales and Coram--Concerning the authority of tribal entities to administer fingerprint-based criminal history record checks related to emergency child welfare placements.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-004 by Senator(s) Donovan; also Representative(s) Roberts and McCluskie--Concerning measures to address the high costs of health insurance in the state, and, in connection therewith, modifying the health care coverage cooperatives laws to include consumer protections and allow consumers to collectively negotiate rates directly with providers.

The question being "Shall the bill pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Carver, Catlin, Cutter, Duran, Esagar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Kennedy, Kipp, Liston, Lontine, Mc KEan, McLachlan, Michaelson Jenet, Mullica, Snyder, Sullivan, Titone, Valdez A., Wilson, Speaker
**SB19-200** by Senator(s) Gonzales, Sonnenberg; also Representative(s) Valdez A. and Humphrey--Concerning an exception to the prohibition on removing an alcohol beverage from a premises licensed to serve alcohol beverages at the national western center.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Catlin, Gray, Herod, Hooton, Jaquez Lewis, Mullica, Neville, Tipper, Titone, Will, Speaker

**HB19-1051** by Representative(s) Carver and McLachlan; also Senator(s) Gardner and Ginal--Concerning human trafficking prevention training by the department of public safety, and in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Speaker Y
HB19-1193  by Representative(s) Herod and Pelton; also Senator(s) Garcia--Concerning behavioral health supports for high-risk families, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1269 by Representative(s) Cutter and Sullivan, Kipp, Michaelson Jenet, Mullica; also Senator(s) Ginal and Gardner--Concerning measures to improve behavioral health care coverage practices, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kraft-Tharp, Landgraf, Lontine, McCluskie, McLachlan, Melton, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Weissman, Speaker

HB19-1045 by Representative(s) Snyder and Soper; also Senator(s) Ginal--Concerning funding for carrying out duties related to the office of public guardianship, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Hooton, Kennedy, Kipp, Kraft-Tharp, McCluskie, Michaelson Jenet, Singer, Tipper, Valdez A., Speaker

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 17, 2019 only:

Business and Labor
Representative Saine to replace Representative Van Winkle
Representative Buck to replace Representative Sandridge

Finance
Representative Pelton to replace Representative Beckman

On motion of Representative Garnett, HB19-1279, 1076, 1284, 1288, 1230, 1234, 1299, 1311, 1295, 1298, SB19-077, 194, HB19-1242, 1263, 1292, SB19-086 were made Special Orders on April 17, 2019, at 9:48 a.m.

The hour of 9:48 a.m., having arrived, on motion of Representative Galindo, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1279 by Representative(s) Exum and Landgraf; also Senator(s) Lee and Hisey--Concerning the use of perfluoroalkyl and polyfluoroalkyl substances.

Amendment No. 1, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 2, by Representative(s) Exum.

Amend printed bill, page 6, line 17, strike "LAW;" and substitute "LAW OR OTHERWISE REQUIRED FOR A MILITARY PURPOSE;":

Page 6, strike lines 18 through 20 and substitute:
"(b) FOR USE AT A GASOLINE OR SPECIAL FUEL STORAGE AND
DISTRIBUTION FACILITY THAT IS SUPPLIED BY A PIPELINE, VESSEL, OR
REFINERY; A TANK FARM FROM WHICH GASOLINE OR SPECIAL FUEL MAY BE
REMOVED FOR DISTRIBUTION; OR A REFINERY; AND".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1284 by Representative(s) Titone and Beckman, Baisley,
Benavidez, Bird, Bockenfeld, Buck, Buckner, Caraveo,
Coleman, Cutter, Duran, Froelich, Galindo,
Gonzales-Gutierrez, Gray, Hansen, Hooton, Humphrey,
Jaquez Lewis, Kipp, Landgraf, Larson, Lontine,
McCloskie, McKean, McLachlan, Rich, Roberts, Singer,
Snyder, Soper, Weissman, Will; also Senator(s) Holbert
and Moreno--Concerning the board of directors of the
urban drainage and flood control district.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

HB19-1230 by Representative(s) Singer and Melton, Coleman, Gray,
Landgraf, Michaelson Jenet; also Senator(s) Marble and
Gonzales, Pettersen, Rodriguez, Fenberg--Concerning
marijuana hospitality establishments.

Amendment No. 1, Finance Report, dated April 8, 2019, and placed in
member's bill file; Report also printed in House Journal, April 9, 2019.

Amendment No. 2, Appropriations Report, dated April 16, 2019, and
placed in member's bill file; Report also printed in House Journal, April
16, 2019.

Amendment No. 3, by Representative(s) Singer.

Amend the Finance Committee Report, dated April 8, 2019, page 3, line
31, strike "(1)(h) and (1)(i)" and substitute "(1)(h), (1)(i), and (5)".

Page 4, after line 1, insert:
"(5) A PERSON MAY NOT OPERATE A LICENSE ISSUED PURSUANT TO
THIS ARTICLE 12 AT THE SAME LOCATION AS A LICENSE OR PERMIT ISSUED
PURSUANT TO ARTICLE 3, 4, OR 5 OF THIS TITLE 44.".

Page 4, line 36, strike "(14)," and substitute "THAT DOES NOT HOLD A
LICENSE OR PERMIT ISSUED PURSUANT TO ARTICLE 3, 4, OR 5 OF THIS TITLE
44".

Page 7, after line 17, insert:
"(d) ALLOW THE CONSUMPTION OF ALCOHOL ON THE LICENSED
PREMISES;".

Reletter succeeding paragraphs accordingly.

Page 8, line 40, after "(14)" insert "(14) THAT DOES NOT HOLD A LICENSE
OR PERMIT ISSUED PURSUANT TO ARTICLE 3, 4, OR 5 OF THIS TITLE 44".
Page 11 after line 4, insert:

"(d) SELL ANY RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS THAT CONTAIN NICOTINE OR, IF THE SALE OF ALCOHOL WOULD REQUIRE A LICENSE OR PERMIT PURSUANT TO ARTICLE 3, 4, OR 5 OF THIS TITLE 44, ALCOHOL;

(e) ALLOW THE CONSUMPTION OF ALCOHOL ON THE LICENSED PREMISES;".

Reletter succeeding paragraphs accordingly.

Page 12, strike line 37, and substitute "(1), (3)(c), (3)(d), and (4)(g); and add (3)(e) as follows:"

Page 13, after line 5, insert:

"(3) It is unlawful for a person licensed pursuant to this article 12:

(c) To fail to report a transfer required by section 44-12-309 (10);

or

(d) To fail to report the name of or a change in managers as required by section 44-12-309 (11); or

(e) TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES ON THE LICENSED PREMISES."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

Amendment No. 1, Health & Insurance Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.

Amendment No. 2, by Representative(s) Larson.

Amend the Health and Insurance Committee Report, dated February 27, 2019, page 2, strike lines 29 through 31.

Page 3 of the report, strike lines 1 and 2 and substitute:

"(3) A RETAIL TOBACCO BUSINESS:

(a) SHALL PROHIBIT ENTRY BY ANY PERSON UNDER EIGHTEEN YEARS OF AGE; AND

(b) SHALL DISPLAY SIGNAGE IN AT LEAST ONE CONSPICUOUS PLACE AND AT LEAST FOUR INCHES BY SIX INCHES IN SIZE STATING EITHER:

(I) "SMOKING ALLOWED. CHILDREN UNDER EIGHTEEN YEARS OF AGE MAY NOT ENTER.";

OR

(II) IN THE CASE OF A RETAIL TOBACCO BUSINESS THAT DESIRES TO ALLOW THE USE OF ESDS BUT NOT OTHER FORMS OF SMOKING ON THE PREMISES, "VAPING ALLOWED. CHILDREN UNDER EIGHTEEN YEARS OF AGE MAY NOT ENTER.".".
Amendment No. 3, by Representative(s) Larson.

Amend the Health and Insurance Committee Report, dated February 27, 2019, page 3, line 3, strike "(1)(c),".

Page 3 of the report, line 4, strike ""(1)(c), (1)(d),"" and substitute ""(1)(d),"".

Page 3 of the report, strike lines 5 through 9.

Page 3 of the report, strike line 30.

Amendment No. 4, by Representative(s) Michaelson Jenet.

Amend printed bill, page 3, line 17, after the period add "NOTHING IN THIS PART 2 IS INTENDED TO INHIBIT A PERSON'S ABILITY TO TAKE MEDICINE USING AN INHALER OR SIMILAR DEVICE, NOR TO PREVENT AN EMPLOYER OR BUSINESS OWNER FROM MAKING REASONABLE ACCOMMODATION FOR THE MEDICAL NEEDS OF AN EMPLOYEE, CUSTOMER, OR OTHER PERSON IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", AS AMENDED, 42 U.S.C. SEC. 12101 ET SEQ.".

Amendment No. 5, by Representative(s) Michaelson Jenet.

Amend printed bill, page 4, line 1, strike "PRODUCT" and substitute "PRODUCT, OTHER THAN A PRODUCT DESCRIBED IN SUBSECTION (4.5)(c) OF THIS SECTION,".

Page 4, line 4, strike "AND".

Page 4, line 9, strike "DESCRIPTOR." and substitute "DESCRIPTOR; AND".

Page 4, after line 9 insert:

"(c) DOES NOT INCLUDE:
(I) A HUMIDIFIER OR SIMILAR DEVICE THAT EMITS ONLY WATER VAPOR; OR
(II) AN INHALER, NEBULIZER, OR VAPORIZER THAT IS APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION FOR THE DELIVERY OF MEDICATION."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1234 by Representative(s) Valdez A. and Singer, Gray, Melton; also Senator(s) Gonzales and Marble, Fenberg, Winter--Concerning allowing delivery of regulated marijuana by regulated marijuana sellers.

Amendment No. 1, Business Affairs & Labor Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.
Amendment No. 2, Finance Report, dated April 8, 2019, and placed in member’s bill file; Report also printed in House Journal, April 9, 2019.

Amendment No. 3, Appropriations Report, dated April 16, 2019, and placed in member’s bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 4, by Representative(s) Singer.

Amend the Business Affairs & Labor Committee Report, dated April 2, 2019, page 4, lines 25 and 26, strike "AND HEALTH CARE INFORMATION".

Page 9, strike lines 18 through 23 and substitute:

"(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (11)(k)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA CENTER THAT IS OUTSIDE A MUNICIPALITY’S, COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.".

Page 10, line 39, strike "TRANSPORTER" and substitute "STORE".

Page 13, strike lines 23 through 28 and substitute:

"(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (12)(k)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY’S, COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.".

Page 17, strike lines 2 through 7 and substitute:

"(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA CENTER THAT IS OUTSIDE A MUNICIPALITY’S, COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.".

Page 19, line 10, strike "CENTER" and substitute "STORE".

Page 20, strike lines 17 through 22 and substitute:

"(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY’S, COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.".

Amendment No. 5, by Representative(s) Singer.

Amend the Business Affairs & Labor Committee Report, dated April 2, 2019, page 7, line 36, strike ",(V)" and substitute "(V) (A)".

Page 7, after line 36 insert:

"(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE 
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES 
ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN 
INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.".

Page 15, line 24, strike "(V)" and substitute "(V) (A)".

Page 9, after line 23 insert:
"(l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, 
DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED 
PRODUCTS IS NOT PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY 
INSTITUTION OF HIGHER EDUCATION.".

Reletter succeeding paragraph accordingly.

Page 15, after line 24 insert:
"(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE 
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES 
ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN 
INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.".

Amendment No. 6, by Representative(s) Singer.

Amend the Business Affairs & Labor Committee Report, dated April 2, 
2019, page 12, line 6, strike "(V)" and substitute "(V) (A)".

Page 12, after line 6 insert:
"(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE 
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES 
ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN 
INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.".

Page 13, after line 28 insert:
"(l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, 
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT 
PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF 
HIGHER EDUCATION.".

Reletter succeeding paragraph accordingly.

Page 19, line 2, strike "(V)" and substitute "(V) (A)."

Page 19, after line 2 insert:
"(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE 
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES 
ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN 
INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.".

As amended, ordered engrossed and placed on the Calendar for Third 
Reading and Final Passage.
HB19-1288 by Representative(s) Singer and Duran, Gonzales-Gutierrez, Exum; also Senator(s) Fields and Crowder—Concerning increasing protections to ensure foster youth siblings maintain sibling relationships by providing foster youth siblings with certain rights, and, in connection therewith, establishing the foster youth sibling bill of rights.

Amendment No. 1, Public Health Care & Human Services Report, dated April 12, 2019, and placed in member's bill file; Report also printed in House Journal, April 15, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1299 by Representative(s) McCluskie and Rich; also Senator(s) Donovan—Concerning flexibility in the contribution rates to a local government retirement plan or system.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1311 by Representative(s) Singer—Concerning the creation of the institute of cannabis research at Colorado state university - Pueblo.

Laid over until April 18, retaining place on Calendar.

HB19-1298 by Representative(s) Melton; also Senator(s) Priola—Concerning the use of electric motor vehicle charging stations for parking a motor vehicle.

Amendment No. 1, Transportation & Local Government Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-077 by Senator(s) Priola and Williams A.; also Representative(s) Hansen—Concerning measures that affect the development of infrastructure used by electric motor vehicles, and, in connection therewith, establishing a process at the Colorado public utilities commission whereby a public utility may undertake implementation of an electric motor vehicle infrastructure program within the area covered by the utility's certificate of public convenience and necessity.

Amendment No. 1, Transportation & Local Government Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.
Amendment No. 2, by Representative(s) Valdez A.

Amend the Transportation and Local Government Committee Report, dated April 9, 2019, page 1, strike lines 14 through 16 and substitute:

"'(2) BY MAY 15, 2020, AN ELECTRIC PUBLIC UTILITY SHALL SUBMIT TO THE COMMISSION A PROPOSAL FOR A SPECIFIC RATE OR RATES FOR ELECTRICITY SUPPLIED TO COMMERCIAL AND INDUSTRIAL FACILITIES USED TO CHARGE ELECTRIC VEHICLES THAT ENCOURAGE VEHICLE CHARGING AND THAT SUPPORT THE OPERATION OF THE ELECTRIC GRID."."

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-194 by Senator(s) Garcia and Zenzinger; also Representative(s) Froelich and Van Winkle, Bird--Concerning the addition of Colorado state university - global campus as a designated institution of higher education for purposes of tuition assistance for members of the National Guard.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1295 by Representative(s) Rich and Becker; also Senator(s) Scott and Story--Concerning a requirement that the county treasurer in specified counties serve as the public trustee for the county.

Amendment No. 1, Transportation & Local Government Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1263 by Representative(s) Herod and Sandridge; also Senator(s) Marble and Lee--Concerning changing the penalty for certain violations pursuant to the "Uniform Controlled Substances Act of 2013".

Amendment No. 1, Judiciary Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.

Amendment No. 2, Finance Report, dated April 8, 2019, and placed in member's bill file; Report also printed in House Journal, April 9, 2019.

Amendment No. 3, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.
Amendment No. 4, by Representative(s) Herod.

Amend the House Finance Committee Report, dated April 8, 2019, page 1, strike line 20, and substitute "COUNTY."

Page 1, line 21, strike "OF THIS SECTION."

Page 2, strike lines 9 through 17 and substitute:


SECTION 11. In Colorado Revised Statutes, 16-11-214, add (1)(e) as follows:

(1) (e) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1)(a) OF THIS SECTION TO THE CONTRARY, THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE OFFENDER SERVICES FUND TO THE DEPARTMENT OF LOCAL AFFAIRS FOR THE COMMUNITY SUBSTANCE USE AND MENTAL HEALTH SERVICES GRANT PROGRAM ESTABLISHED IN SECTION 24-32-125."

Amendment No. 5, by Representative(s) Herod.

Amend the Judiciary Committee Report, dated April 2, 2019, page 1, after line 14, insert:

"Page 8 of the printed bill, line 11, strike "or less" and substitute "or less"."

Page 2 of the committee report, line 23, after "(2)(a)" insert "OF THIS SECTION".

Amendment No. 6, by Representative(s) Herod.

Amend printed bill, page 10, after line 7, insert:

"(IV) NOTHING IN THIS SUBSECTION (1)(d.5) INFRINGES UPON THE AUTHORITY AND DISCRETION VESTED WITH A DISTRICT ATTORNEY TO FILE MISDEMEANOR CHARGES IN EITHER DISTRICT COURT OR COUNTY COURT, WHICH COURTS, PURSUANT TO SECTION 13-6-106, HAVE CONCURRENT ORIGINAL JURISDICTION OVER VIOLATIONS OF STATE LAW THAT CONSTITUTE MISDEMEANORS. DISTRICT ATTORNEYS ARE ENCOURAGED TO FILE MISDEMEANOR OR DRUG CHARGES IN THE COURT WHERE, IF THERE IS A CONVICTION, TREATMENT AND SUPERVISION CAN MOST EFFECTIVELY BE MATCHED TO THE DEFENDANT’S ASSESSED RISK AND TREATMENT NEED LEVELS."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Beckman and Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman and Saine amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend page 5, after line 2 insert:

"(2) THE ELECTRIC PUBLIC UTILITY SHALL INCLUDE ON ITS BILLING STATEMENTS TO CUSTOMERS A LINE ITEM STATING THE AMOUNT OF THE CUSTOMER'S BILL THAT SUBSIDIZES THE INSTALLATION AND OPERATION OF ELECTRIC VEHICLE CHARGING STATIONS. UPON NOTIFICATION TO THE ELECTRIC PUBLIC UTILITY IN WRITING, A CUSTOMER MAY DECLINE TO PAY THE COST OF THAT LINE ITEM CHARGE.".

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend page 5, after line 2 insert:

"(2) THE ELECTRIC PUBLIC UTILITY SHALL INCLUDE ON ITS BILLING STATEMENTS TO CUSTOMERS A LINE ITEM STATING THE AMOUNT OF THE CUSTOMER'S BILL THAT SUBSIDIZES THE INSTALLATION AND OPERATION OF ELECTRIC VEHICLE CHARGING STATIONS.".

The amendment was declared lost by the following roll call vote:

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</table>
Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 2, strike line 1.

The amendment was declared lost by the following roll call vote:

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Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 4, strike lines 1 through 4 and substitute:

"(6) The regulated expenditures and investments made by a public utility to accommodate alternative fuel vehicle charging and fueling facilities are equal in priority to all other infrastructure necessary to serve
any customer of the public utility in its service territory, but are"

Page 4, line 5, strike "subordinate to the safety and reliability obligations of the utility" and substitute "subordinate to the safety and reliability obligations of the utility.".

The amendment was declared lost by the following roll call vote:

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Baisley Y Froelich N Larson Y Sandridge Y
Beckman Y Galindo N Lewis Y Singer N
Benavidez N Garnett N Liston Y Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray N McKean Y Sullivan N
Buckner N Hansen N McLachlan Y Tipper N
Buentello Y Herod N Melton N Titone N
Caraveo N Hooton N Michaelson Jenet N Valdez A. E
Carver Y Humphrey Y Mullica E Valdez D. Y
Catlin Y Jackson N Neville Y Van Winkle E
Coleman N Jaquez Lewis N Pelton Y Weissman N
Cutter N Kennedy N Ransom Y Will Y
Duran N Kipp N Rich Y Williams D. E
Esgar E Kraft-Tharp N Roberts N Wilson Y
Speaker N

Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 3, strike lines 25 through 27 and substitute "UTILITIES MAY PROVIDE these SERVICES AS unregulated services. THESE SERVICES may not be subsidized by the regulated services of the electric or natural gas public utility.”.

The amendment was declared lost by the following roll call vote:

<table>
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Baisley Y Froelich N Larson Y Sandridge Y
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Catlin Y Jackson N Neville Y Van Winkle E
Coleman N Jaquez Lewis N Pelton Y Weissman N
Cutter N Kennedy N Ransom Y Will Y
Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 4, line 16, strike "rates." and substitute "rates - repeal."

Page 5, before line 3 insert:

"(2) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.".

Page 6, line 11, strike "(I)".

Page 6, line 14, strike "2050." and substitute "2050;".

Page 6, strike line 15.

Page 7, before line 22 insert:

"(4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.".

The amendment was declared lost by the following roll call vote:

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Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.
Amend reengrossed bill, page 5, before line 3 insert:

"(2) If the commission approves a program created under Section 40-5-107 and the program will cause an increase in electric rates to residential customers, the electric public utility shall:

(a) Make the rate increase in the form of a surcharge to customers; and

(b) Not charge the surcharge to any customer who has not voluntarily given informed consent to be charged the surcharge."

The amendment was declared lost by the following roll call vote:

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Representative Carver moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 7, after line 21 insert:

"(4) (a) Before approving a program created under this section, the commission shall hold a hearing on the program that is a decision item distinct from other rate decisions.

(b) The electric public utility shall notify the public, in accordance with Section 40-3-104, that a proposal has been made under this section. The notice must include:

(I) A statement of whether the proposal will include the cost of electric vehicle charging facilities in the rate base; and

(II) If the cost of electric charging facilities is included in the rate base, a clear statement that the customer may pay higher rates for electric service even if the customer does not have a electric vehicle."
The amendment was declared **lost** by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-077, that amended the following Saine amendment, that the Saine amendment, to SB 19-077, as amended, passed, and that SB 19-077, as amended, passed.

**Soper Amendment**

Amend proposed Saine floor amendment, page 1, line 7, strike "GENERATION." and substitute "GENERATION, AND ANY SUBSIDIES RELATED TO FOSSIL FUELS, INCLUDING COAL AND NATURAL GAS.".

**Saine Amendment**

Amend page 5, after line 2 insert:

"(2) THE ELECTRIC PUBLIC UTILITY SHALL INCLUDE ON ITS BILLING STATEMENTS TO CUSTOMERS A LINE ITEM STATING THE AMOUNT OF THE CUSTOMER'S BILL THAT SUBSIDIZES THE INSTALLATION AND OPERATION OF ELECTRIC VEHICLE CHARGING STATIONS AND ANY NON-FOSSIL-FUEL RELATED SUBSIDIES, INCLUDING COSTS RELATED TO SOLAR AND WIND ENERGY GENERATION.".

The amendment was declared **lost** by the following roll call vote:

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Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-077, to show that said amendment passed, and that SB 19-077, as amended, passed.

Amend reengrossed bill, page 7, strike lines 22 through 24 and substitute:

"SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

The amendment was declared lost by the following roll call vote:

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Speaker N

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Laid over until date indicated retaining place on Calendar: HB19-1311--April 18, 2019.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

HB19-1277 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, lines 5 and 6, strike "COURSES AND CLUBS" and substitute "EDUCATION".

Page 2, line 8, strike "COURSES AND CLUBS" and substitute "EDUCATION".

Page 3, lines 2 and 3, strike "COURSES AND CLUBS" and substitute "EDUCATION".

Page 3, line 17, strike "courses and clubs" and substitute "education".

Page 3, line 19, strike "COURSES AND CLUBS" and substitute "EDUCATION".

Page 3, line 23, strike "COURSES OR CLUBS." and substitute "EDUCATION.".

Page 4, lines 12 and 13, strike "COURSES OR CLUBS" and substitute "EDUCATION ACTIVITIES".
Page 4, line 24, strike "COURSES OR CLUBS" and substitute "EDUCATION ACTIVITIES".

Page 4, line 27, after "OFFERED;" insert "AND".

Page 4, after line 27 insert:

"(III) A DESCRIPTION OF HOW TECHNOLOGY EQUIPMENT, INCLUDING BUT NOT LIMITED TO HARDWARE, SOFTWARE, OR ACCESSORIES, WILL BE USED TO INCREASE ENROLLMENT OR PARTICIPATION OF STUDENTS DESCRIBED IN SUBSECTION (3)(a)(I) OF THIS SECTION IN COMPUTER SCIENCE EDUCATION ACTIVITIES. A GRANT APPLICATION MUST NOT REQUEST MORE THAN FIFTY PERCENT OF THE TOTAL GRANT AWARD FOR TECHNOLOGY EQUIPMENT.".

Page 5, line 22, strike "COURSES OR CLUBS" and substitute "ACTIVITIES".

Page 6, strike lines 9 through 12 and substitute:

"(a) THE TOTAL NUMBER OF ALL COMPUTER SCIENCE EDUCATION ACTIVITIES, WITH A DESCRIPTION OF THE COMPUTER SCIENCE PROGRAMS AND THE COMPUTER SCIENCE CURRICULUM COVERED;".

Page 6, line 14, strike "COURSES OR CLUBS" and substitute "EDUCATION ACTIVITIES".

Page 7, after line 2 insert:

"(c) THE NUMBER OF STUDENTS WHO ENROLLED IN THE COMPUTER SCIENCE EDUCATION ACTIVITIES OFFERED BY THE GRANT RECIPIENT AND TOOK AN END-OF-COURSE ADVANCED PLACEMENT EXAM; AND

(d) THE NUMBER OF STUDENTS WHO ENROLLED IN THE COMPUTER SCIENCE EDUCATION ACTIVITIES OFFERED BY THE GRANT RECIPIENT AND SCORED THREE OR ABOVE ON AN END-OF-COURSE ADVANCED PLACEMENT EXAM.".

HB19-1294 be referred favorably to the Committee on Appropriations.

SB19-170 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY

After consideration on the merits, the Committee recommends the following:

HB19-1297 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:
Amend printed bill, page 2, line 4, strike "definitions." and substitute "definitions - repeal."

Page 2, after line 5 insert:

"(a) "AVERAGE DAILY POPULATION" MEANS THE NUMBER OF
CONFINED INMATES EACH DAY FOR A YEAR, DIVIDED BY THE NUMBER OF
DAYS IN THE YEAR."

Reletter succeeding paragraphs accordingly.

Page 2, line 14, after "FACILITY," insert "IN A WORK RELEASE PROGRAM
BUT RETURNS TO JAIL AT NIGHT,"

Page 2, strike line 16 and substitute "PERSON WHO"

Page 2, line 17, strike "BOARDED ELSEWHERE,"

Page 3, strike line 20 and substitute "COUNTRY OR CITY AND COUNTY."

Page 3, strike lines 24 through 27 and substitute:

"(h) "LENGTH OF STAY" MEANS THE NUMBER OF CONSECUTIVE
DAYS THAT A CONFINED INMATE SPENDS IN JAIL, FROM THE DATE OF
BOOKING TO THE DATE OF RELEASE, COUNTING ANY PART OF ONE
CALENDAR DAY, INCLUDING DAYS DURING WHICH THE INMATE SPENDS
PART OF THE DAY OUTSIDE OF THE JAIL, AS ONE DAY.".

Page 4, line 2, after "DEFINED" insert "AS UNLAWFUL".

Page 4, line 5, strike "BEDS AT THE FACILITY" and substitute "PERMANENT
BEDS THAT THE FACILITY IS DESIGNED TO HOLD".

Page 4, line 11, strike "HOLD PREVENTING THE INMATE'S RELEASE." and
substitute "HOLD.".

Page 4, strike lines 14 through 16.

Reletter succeeding paragraph accordingly.

Page 5, line 3, strike "SENTENCE;" and substitute "SENTENCE, IF
SENTENCED;"

Page 5, line 4, strike "AMOUNT;" and substitute "AMOUNT, IF BOND HAS
BEEN SET;"

Page 6, strike lines 4 and 5 and substitute:

"(j) THE AVERAGE DAILY POPULATION OF THE JAIL FACILITY;"

Page 6, strike line 12.

Page 6, line 13, strike "INMATES." and substitute "INMATES; AND

(n) THE NUMBER OF BOOKINGS INTO THE JAIL FACILITY."
Page 6, line 14, strike "JANUARY 15," and substitute "JANUARY 17,\n".

Page 6, strike line 15, and substitute "THE THIRD FRIDAY OF EACH\nJANUARY, APRIL, JULY, AND OCTOBER THEREAFTER,\n".

Page 6, strike line 26.

Page 7, line 3, strike "DATE." and substitute "DATE; AND\n
(IV) DATA CONCERNING THE NUMBER OF BOOKINGS INTO THE JAIL\nFACILITY, COLLECTED PURSUANT TO SUBSECTION (3)(n) OF THIS SECTION,\NAS THE TOTAL OF ALL BOOKINGS INTO THE JAIL FACILITY THAT OCCURRED\NSINCE THE PREVIOUS REPORTING DATE.\n".

Page 7, strike line 5 and substitute "THAT IT IS REQUIRED TO REPORT\NPURSUANT TO THIS SUBSECTION (4), THE JAIL FACILITY SHALL\n".

Page 7, line 13, strike "A LAW ENFORCEMENT AGENCY\n".

Page 7, strike lines 14 through 19.

Page 7, after line 19 insert:

"(d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JANUARY 31,\n2023.\n".

SECTION 2. In Colorado Revised Statutes, 24-33.5-503, add (3)\nas follows:

24-33.5-503. Duties of division - department report - repeal.\n
(3) (a) THE DIVISION SHALL STUDY THE DEVELOPMENT OF A REAL-TIME\NSYSTEM FOR JAILS TO KEEP AND MAINTAIN THE INFORMATION REQUIRED\NBY SECTION 17-26-118.\n
(b) DURING ITS ANNUAL PRESENTATION BEFORE THE JOINT\NJUDICIARY COMMITTEE OF THE GENERAL ASSEMBLY, OR ANY SUCCESSOR\NJOINT COMMITTEE, PURSUANT TO SECTION 2-7-203, THE DEPARTMENT\NSHALL INCLUDE A REPORT CONCERNING PROGRESS MADE TOWARD THE\ndevelopment of the real-time system described in subsection\n(3)(a) of this section. Notwithstanding section 24-1-136 (11)(a)(I),\nthe reporting requirements set forth in this section continue\nUNTIL THE REPEAL OF THIS SUBSECTION (3).\n
(c) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JANUARY 31,\n2024.\n"

Renumber succeeding sections accordingly.

Page 7, line 22, strike "collection. (4.5)" and substitute "collection -\nrepeal. (4.5) (a)".

Page 8, line 1, strike "FORMAT." and substitute "FORMAT CONTAINING\nBOTH STATEWIDE DATA AND DATA FOR EACH INDIVIDUAL JAIL FACILITY.\NIF POSSIBLE, THE DIVISION SHALL MAKE THE DATA AVAILABLE ONLINE IN\nAN INTERACTIVE FORMAT.\n
(b) THIS SUBSECTION (4.5) IS REPEALED, EFFECTIVE MARCH 31,\n2023.".
Page 8, strike lines 8 through 17.

Renumber succeeding section accordingly.

**HB19-1310** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend corrected printed bill, page 2, line 10, after "(b.5)" insert "(I)".

Page 2, line 12, strike "(I)" and substitute "(A)", and after "IN" insert "A CORRECTIONAL FACILITY OPERATED BY OR UNDER CONTRACT WITH".

Page 2, line 13, strike "CORRECTIONS OR A JAIL;" and substitute "CORRECTIONS LOCATED WITHIN THE STATE;"

(B) THE DEFENDANT IS UNDER SIXTEEN YEARS OF AGE OR IN OUT-OF-HOME PLACEMENT THROUGH THE DEPARTMENT OF HUMAN SERVICES, INCLUDING NONCERTIFIED KINSHIP CARE PLACEMENT AS DEFINED IN SECTION 19-1-103 (78.7), OR IS IN THE CUSTODY OF THE DIVISION OF YOUTH SERVICES; OR".

Page 2, line 14, strike "(II)" and substitute "(C)".

Page 2, line 15, strike "AMOUNT" and substitute "ORDER".

**HB19-1315** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 14 and 15 and substitute "PROVIDE PROTECTIVE COUNSELING TO THE JUVENILE CONCERNING HIS OR HER LEGAL RIGHTS DURING THE INTERROGATION.".

Page 2, strike line 16 and substitute:

"(b) FOR PURPOSES OF THIS SUBSECTION (7):

(I) "PROTECTIVE COUNSELING" MEANS AN ONGOING ABILITY TO OFFER GUIDANCE AND ADVICE CONCERNING THE CHILD'S LEGAL RIGHTS DURING ANY CUSTODIAL INTERROGATION UNLESS THE JUVENILE HAS VALIDLY WAIVED THE ADULT'S PRESENCE PURSUANT TO SUBSECTION (5) OF THIS SECTION; AND

(II) "RESPONSIBLE ADULT"".

**SB19-012** be postponed indefinitely.

**SB19-185** be referred to the Committee of the Whole with favorable recommendation.
STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1318 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 15, strike lines 22 through 26 and substitute:

"SECTION 6. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to the portion of any election cycle or to the portion of the calendar year remaining after the effective date of this act and for any election cycle or calendar year commencing after such effective date, whichever is applicable."

Page 16, strike lines 1 and 2.

SB19-166 be referred favorably to the Committee on Appropriations.

SB19-174 be referred to the Committee of the Whole with favorable recommendation.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-207.

MESSAGE FROM THE SENATE

The Senate passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-036 Amended in Special Orders as printed in Senate Journal, April 16, 2019.

SB19-149 Amended in Special Orders as printed in Senate Journal, April 16, 2019.

SB19-030 Amended in General Orders as printed in Senate Journal, April 16, 2019 and in Third Reading as printed in Senate Journal, April 17, 2019.
SB19-217 Amended in General Orders as printed in Senate Journal, April 16, 2019 and in Third Reading as printed in Senate Journal, April 17, 2019.
SB19-176 Amended in Special Orders as printed in Senate Journal, April 16, 2019.
SB19-190 Amended in Special Orders as printed in Senate Journal, April 16, 2019.

HB19-1004 Amended in General Orders as printed in Senate Journal, April 16, 2019.
HB19-1039 Amended in General Orders as printed in Senate Journal, April 16, 2019.
HB19-1127 Amended in General Orders as printed in Senate Journal, April 16, 2019.
HB19-1211 Amended in General Orders as printed in Senate Journal, April 16, 2019.

The Senate has passed on Third Reading and returns herewith: HB19-1221, 1194, and 1196.

The Senate has voted to adopt the First Report of the First Conference Committee to SB19-208. The bill has been repassed as amended.

The Senate has voted to recede from its position on SB19-214 and the bill has been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1004, 1039, 1127, and 1211.
without comment, as amended, SB19-030, 036, 149, 171, 176, 190, and 217.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1176 be amended as follows, and as so amended, be referred to the Committee on Legislative Council with favorable recommendation:
Amend the Health and Insurance Committee Report, dated March 27, 2019, page 6, after line 20 insert:

"(5) THE ANALYST SHALL CARRY OUT THE DUTIES OF THIS SECTION TO THE EXTENT FEASIBLE WITH FUNDING PROVIDED THROUGH MONEYS APPROPRIATED BY THE GENERAL ASSEMBLY AND WITH GIFTS, GRANTS, AND DONATIONS AND AS PRIORITIZED BY THE TASK FORCE.".

Page 6, strike line 22 and substitute:

"(1) FOR EACH FISCAL YEAR 2019-20 AND 2020-21, THE GENERAL ASSEMBLY MAY APPROPRIATE ONE HUNDRED THOUSAND DOLLARS TO THE STATE".

Page 6, after line 40 insert:

"SECTION 3. Appropriation. (1) For the 2019-20 state fiscal year, $92,649 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

   (a) $5,200 for operating expenses; and
   (b) $87,449 for general professional services and special projects.

   (2) The general assembly has determined that staffing for the health care cost analysis task force created in section 25.5-11-103, C.R.S., can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out this purpose of the act.

   (3) For the 2019-20 state fiscal year, $7,351 is appropriated to the legislative department for use by the general assembly. This appropriation is from the general fund. To implement this act, the general assembly may use this appropriation for per diem payments.".

Renumber succeeding section accordingly.

Page 7 of the committee report, after line 3 insert:

"Page 1 of the bill, line 106, strike "STATE." and substitute "STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

HB19-1293 be postponed indefinitely.

HB19-1306 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 2, strike line 25 and substitute:

"(d) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND EMPLOYMENT.".

Strike page 3.

Page 4, strike lines 1 through 6 and substitute:

"(2) THE DEPARTMENT SHALL ANNUALLY INCLUDE AS PART OF ITS PRESENTATION TO ITS COMMITTEE OF REFERENCE AT A HEARING HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", DATA THAT IT CURRENTLY COLLECTS REGARDING THE CALL CENTER WORK FORCE, INCLUDING TRACKING CALL CENTER JOBS AND WAGE ANALYSIS OF CUSTOMER SERVICE EMPLOYEES.".

HB19-1321 be referred to the Committee of the Whole with favorable recommendation.

SB19-145 be referred favorably to the Committee on Finance.

SB19-155 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend reengrossed bill, page 4, strike lines 13 through 26 and substitute:

"(4) (c) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, AN INDIVIDUAL SUBJECT TO SECTION 12-2-120 (6)(a)(II) MAY USE AN ACCOUNTING DESIGNATION THAT INCLUDES THE WORD "MANAGEMENT" CONFERRED BY A BONA FIDE NATIONALLY RECOGNIZED ACCOUNTING ORGANIZATION, SUCH AS THE AMERICAN INSTITUTE OF CPAS, THE CHARTERED INSTITUTE OF MANAGEMENT ACCOUNTANTS, OR THE INSTITUTE OF MANAGEMENT ACCOUNTANTS, OR THEIR SUCCESSOR ORGANIZATIONS, IF THE DESIGNATION DOES NOT PURPORT TO CONFER THE RIGHT TO PERFORM AUDIT OR ATTEST SERVICES AS DEFINED BY ANY STATE OR FOREIGN JURISDICTION.".

Page 7, line 6, strike "portion; and add (6)(a)(II)(C) and (6)(a)(II)(D)"
and substitute "portion, (6)(e), and (9); and add (6)(a)(II)(C), (6)(a)(II)(D), and (6)(a)(II)(E)".

Page 7, strike lines 13 and 14 and substitute "(4)(c);".

Page 7, line 17, strike everything before "IN".

Page 7, strike line 19 and substitute "TO THIS ARTICLE 2; OR

(E) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, OFFER OR RENDER TAX SERVICES TO THE PUBLIC WHILE USING A TITLE OR DESIGNATION SPECIFIED IN SECTION 12-2-115 (4)(c), UNLESS DOING SO WITHIN A PARTNERSHIP, PROFESSIONAL CORPORATION, OR
LIMITED LIABILITY COMPANY OF CERTIFIED PUBLIC ACCOUNTANTS THAT
HOLDS A REGISTRATION OR PERMIT ISSUED BY THE BOARD OF THIS STATE
OR ANOTHER STATE.

(e) The provisions of paragraph (a) of this subsection (6) shall
EXCEPT AS SET FORTH IN SUBSECTION (6)(a)(II)(E) OF THIS SECTION,
SUBSECTION (6)(a) OF THIS SECTION DOES not prohibit the performance by
persons other than certified public accountants of other services involving
the use of accounting skills, including the preparation of tax returns and
the preparation of financial statements without the expression of opinions
or assurances thereon ON THE RETURNS OR STATEMENTS.

(9) EXCEPT AS SET FORTH IN SUBSECTION (6)(a)(II)(E) OF THIS
SECTION, nothing in this section shall be construed to prohibit any person
from preparing or assisting in the preparation of any report or tax return
to any agency of the federal, state, or local government or other political
subdivision if such THE preparation or assistance is otherwise permissible
under law or under the regulations of such THE agency or from affixing
the signature of the person or firm so preparing or assisting in the
preparation of any such report or return to said THE report or return."

Page 10, strike lines 14 through 27.

Page 11, strike line 1 and substitute:

"(4) (c) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
CONTRARY, AN INDIVIDUAL SUBJECT TO SECTION 12-100-116 (1)(a)(II)
MAY USE AN ACCOUNTING DESIGNATION THAT INCLUDES THE WORD
"MANAGEMENT" CONFERRED BY A BONA FIDE NATIONALLY RECOGNIZED
ACCOUNTING ORGANIZATION, SUCH AS THE AMERICAN INSTITUTE OF
CPAs, THE CHARTERED INSTITUTE OF MANAGEMENT ACCOUNTANTS, OR
THE INSTITUTE OF MANAGEMENT ACCOUNTANTS, OR THEIR SUCCESSOR
ORGANIZATIONS, IF THE DESIGNATION DOES NOT PURPORT TO CONFER THE
RIGHT TO PERFORM AUDIT OR ATTEST SERVICES AS DEFINED BY ANY STATE
OR FOREIGN JURISDICTION.".

Page 13, line 8, strike "portion;" and substitute "portion, (1)(e), and (2);".

Page 13, line 9, strike "(1)(a)(II)(C) and (1)(a)(II)(D)" and substitute
"(1)(a)(II)(C), (1)(a)(II)(D), and (1)(a)(II)(E)".

Page 13, strike lines 17 and 18 and substitute "(4)(c);".

Page 13, line 21, strike everything before "IN".

Page 13, strike line 23 and substitute "TO THIS ARTICLE 100; OR

(E) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
CONTRARY, OFFER OR RENDER TAX SERVICES TO THE PUBLIC WHILE USING
A TITLE OR DESIGNATION SPECIFIED IN SECTION 12-100-112 (4)(c), UNLESS
DOING SO WITHIN A PARTNERSHIP, PROFESSIONAL CORPORATION, OR
LIMITED LIABILITY COMPANY OF CERTIFIED PUBLIC ACCOUNTANTS THAT
HOLDS A REGISTRATION OR PERMIT ISSUED BY THE BOARD OF THIS STATE
OR ANOTHER STATE.

(e) The provisions of EXCEPT AS SET FORTH IN SUBSECTION
(1)(a)(II)(E) OF THIS SECTION, subsection (1)(a) of this section shall
DOES not prohibit the performance by persons other than certified public
accountants of other services involving the use of accounting skills,
including the preparation of tax returns and the preparation of financial
statements without the expression of opinions or assurances on
the returns or statements.

(2) Except as set forth in subsection (1)(a)(II)(E) of this
section, nothing in this section shall be construed to prohibit any person
from preparing or assisting in the preparation of any report or tax return
to any agency of the federal, state, or local government or other political
subdivision if the preparation or assistance is otherwise permissible under
law or under the regulations of the agency or from affixing the signature
of the person or firm so preparing or assisting in the preparation of the
report or return to the report or return.".

FINANCE

After consideration on the merits, the Committee recommends the
following:

HB19-1323 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend the printed bill, Page 2, strike lines 2 through 17 and substitute:

"SECTION 1. In Colorado Revised Statutes, 39-26-718, amend
(1)(b) as follows:

39-26-718. Charitable organizations - association or
organization of parents and teachers of public school students.
(1) The following shall be exempt from taxation under the provisions of
part 1 of this article 26:

(b) (I) Effective July 1, 1995, All occasional sales by a charitable
organization of tangible personal property, commodities, or
services otherwise subject to tax under this article 26 if:

(II) For purposes of this paragraph (b), "occasional sales" means
retail sales of tangible personal property, including concessions, for
fund-raising purposes if:

(A) The sale of tangible personal property or concessions by the
charitable organization takes place no more than twelve days, whether
consecutive or not, during any one calendar year;

(B) The funds raised by the charitable organization through these
sales are retained by the organization to be used in the course of the
organization's charitable service. and

(C) The funds raised by the charitable organization through these
sales do not exceed twenty-five thousand dollars during any one calendar
year.

(II) The exemption in this subsection (1)(b) shall not apply
to sales made by a charitable organization on and after the
date that the net proceeds from sales by the charitable
organization of tangible personal property, commodities, or
services otherwise subject to tax under this article 26 exceeds
FORTY-FIVE THOUSAND DOLLARS DURING THE CURRENT CALENDAR YEAR."

Page 2, line 19, strike "January 1, 2019;" and substitute "at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019);".

Page 3, lines 1 and 2, strike "the applicable effective date of this act." and substitute "January 1, 2020.".

SB19-002 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 7, line 2, strike "OR".

Page 7, after line 15 insert:

"(V) AN AGENCY, INSTRUMENTALITY, OR POLITICAL SUBDIVISION OF A STATE WHERE SERVICING IS PERFORMED THROUGH SECTION 23-1-112 AND PURSUANT TO ARTICLE 3.1 OF TITLE 23. THIS SUBSECTION (8)(b)(V) DOES NOT EXEMPT A NONGOVERNMENTAL ENTITY THAT PERFORMS STUDENT LOAN SERVICING PURSUANT TO A CONTRACT WITH AN AGENCY, INSTRUMENTALITY, OR POLITICAL SUBDIVISION OF THE STATE.".

SB19-133 be referred favorably to the Committee on Appropriations.

SB19-137 be referred favorably to the Committee on Appropriations.

SB19-154 be referred favorably to the Committee on Appropriations.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

SB19-197 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. In 25.5-6-1303, amend (5) introductory portion as follows:

25.5-6-1303. Pilot program - complementary or alternative medicine - rules. (5) The state department shall cause to be conducted an independent evaluation of the pilot program to be completed no later
than January 1, 2020. The state department shall provide a report of
the evaluation to the health and human services committees of the senate and the Public Health Care and Human Services Committee of the house of representatives, or any successor committees. The report on the evaluation must include the following: 

Renumber succeeding sections accordingly.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1324, 1325.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: HB19-1129, 1206, 1224, 1225; SB19-063 and 091; SJR19-008.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 17th day of April, 2019, at 3:05 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, April 17, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives,
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1198 Electric Vehicle Grant Fund
Approved Wednesday, April 17, 2019 at 1:45 P.M.

Sincerely,
Jared Polis
Governor
INTRODUCTION OF BILL(S)
First Reading

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

HB19-1326 by Representative(s) Esgar and Hansen, Ransom; also Senator(s) Zenzinger and Rankin, Moreno--Concerning rate flexibility on existing procedures in the Colorado dental health care program for low-income seniors.
Committee on Health & Insurance

SB19-030 by Senator(s) Gonzales; also Representative(s) Tipper--Concerning a remedy for improperly entered guilty pleas, and in connection therewith, making an appropriation.
Committee on Judiciary

SB19-036 by Senator(s) Lee and Cooke; also Representative(s) Benavidez and Carver--Concerning requiring the state court administrator to administer a program to remind criminal defendants to appear in court as scheduled, and, in connection therewith, making an appropriation.
Committee on Judiciary

SB19-149 by Senator(s) Garcia and Marble, Court, Fields, Foote; also Representative(s) Froelich--Concerning the continuation of the Colorado human trafficking council.
Committee on State, Veterans, & Military Affairs

SB19-171 by Senator(s) Danielson and Bridges; also Representative(s) Sullivan and Galindo--Concerning the creation of the Colorado state apprenticeship resource directory, and, in connection therewith, making an appropriation.
Committee on Education

SB19-176 by Senator(s) Lundeen and Bridges; also Representative(s) McCluskie and Geitner--Concerning measures to expand opportunities for students to earn postsecondary course credit while enrolled in high school, and, in connection therewith, making an appropriation.
Committee on Education

SB19-190 by Senator(s) Todd and Rankin; also Representative(s) McLachlan and Wilson--Concerning measures to increase the number of individuals who are well-prepared to teach in public schools, and, in connection therewith, creating the "Growing Great Teachers Act" and making an appropriation.
Committee on Education
SB19-217  by Senator(s) Foote and Tate; also Representative(s) Snyder--Concerning healthcare provider liens related to charges for medical care provided to a person injured as a result of the negligence or wrongful acts of another person.

Committee on Health & Insurance

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

HR19-1006  by Representative(s) Becker and Neville--Concerning changes to the rules of the house of representatives to implement workplace policies of the general assembly.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Weissman, the following item(s) on the Calendar were laid over until April 18, retaining place on Calendar:

Consideration of Special Orders--HB19-1242, 1292, SB19-086.
Consideration of General Orders--SB19-168.
Consideration of Senate Amendment(s)--HB19-1118.

On motion of Representative Weissman, the House adjourned until 9:00 a.m., April 18, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
PRAYER BY RABBI JOSEPH BLACK, TEMPLE EMANUEL, DENVER.

THE SPEAKER PRO TEMPORE CALLED THE HOUSE TO ORDER AT 9:00 A.M.

THE COLORS WERE PRESENTED BY THE CIVIL AIR PATROL.

PLEDGE OF ALLEGIANCE LED BY BEAU COUNTS, MAKENNA REIS, ASPEN CROSSING ELEMENTARY, CENTENNIAL.

THE ROLL WAS CALLED WITH THE FOLLOWING RESULT:

PRESENT--65.

THE SPEAKER DECLARED A QUORUM PRESENT.

ON MOTION OF REPRESENTATIVE MULLICA, THE HOUSE JOURNAL OF APRIL 17, 2019, WAS DECLARED APPROVED AS CORRECTED BY THE CHIEF CLERK.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

AFTER CONSIDERATION ON THE MERITS, THE COMMITTEE RECOMMENDS THE FOLLOWING:

HB19-1002

BE AMENDED AS FOLLOWS, AND AS SO AMENDED, BE REFERRED TO THE COMMITTEE OF THE WHOLE WITH FAVORABLE RECOMMENDATION:

AMEND THE PRINTED BILL, PAGE 4, STRIKE LINES 22 AND 23.

RENUMBER SUCCEEDING SUBSECTIONS ACCORDINGLY.

PAGE 8, STRIKE LINES 26 AND 27 AND SUBSTITUTE:

"(6) THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE MONEY TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS PART 2, INCLUDING MONEY TO PAY THE COSTS OF DESIGNING AND IMPLEMENTING THE PROGRAM, WHICH MAY INCLUDE THE COST OF CONTRACTING WITH AN ENTITY AS AUTHORIZED IN SUBSECTION (2) OF THIS SECTION, AND AWARDING GRANTS AS PROVIDED IN SUBSECTION (5) OF THIS SECTION."."
Page 9, strike lines 1 through 15.
Renumber succeeding statutory sections accordingly.

Page 11, after line 9 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $272,929 is appropriated to the department of education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.9 FTE. To implement this act, the department may use this appropriation for the school leadership pilot program."

Renumber succeeding section accordingly.

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

HB19-1055 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Strike the Education Committee Report, dated February 7, 2019, and substitute:

"Amend printed bill, page 2, line 3, after "(2)(d)" insert "and (3); and add (2)(e)".

Page 3 of the bill, lines 24 and 25, strike "STUDENTS INCLUDED IN THE STATEWIDE FUNDED PUPIL COUNT" and substitute "PUPIL ENROLLMENT, AS DEFINED IN SECTION 22-54-103 (10), STATEWIDE REPRESENTED BY PUPILS".

Page 4 of the bill, after line 1 insert:

"(e) ON THE EFFECTIVE DATE OF THIS SUBSECTION (2)(e), IF POSSIBLE, OR AS SOON AS POSSIBLE THEREAFTER, THE STATE TREASURER SHALL TRANSFER FOUR MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS FROM THE ASSISTANCE FUND TO THE CHARTER SCHOOL FACILITIES ASSISTANCE ACCOUNT OF THE ASSISTANCE FUND CREATED IN SUBSECTION (2)(d) OF THIS SECTION.

(3) Subject to annual appropriation, the department may expend moneys in the assistance fund for the purposes of paying the direct and indirect administrative costs, including but not limited to the costs of conducting or contracting for the financial assistance priority assessment required by section 22-43.7-108 (1), incurred by the division, the board, and the department in exercising their powers and duties pursuant to this article, providing financial assistance, making payments required by section 22-43.7-114, and paying any transaction costs necessarily incurred in connection with the provision of financial assistance as authorized by this article. FOR STATE FISCAL YEAR 2020-21, THE GENERAL ASSEMBLY SHALL APPROPRIATE ONE HUNDRED SIXTY MILLION DOLLARS FROM THE
Page 4 of the bill, after line 25 insert:

"SECTION 3. In Colorado Revised Statutes, amend 22-43.7-201 as follows:

22-43.7-201. Full-day kindergarten facility capital construction fund - creation - grants - definitions. (1) There is hereby established in the state treasury The full-day kindergarten facility capital construction fund, referred to in this part 2 as the "fund". "FUND", IS HEREBY CREATED IN THE STATE TREASURY. The fund shall consist of any moneys annually appropriated thereto by the general assembly for the purposes of this part 2. All interest and income earned on the deposit of moneys in the fund shall be credited to the fund. Any unexpended and unencumbered moneys remaining in the fund at the end of a budget year shall remain in the fund and shall not be credited or transferred to the general fund or any other fund. MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASurer SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE BOARD MAY EXPEND MONEY FROM THE FUND AS SPECIFIED IN THIS PART 2.

(2) Except as otherwise provided in subsection (4) of this section, the public school capital construction assistance board shall use the funds in the fund to provide grants or matching grants to any school district or institute charter school that is undertaking a capital construction project to renovate a facility, rent a facility, or provide a temporary auxiliary facility that will be used in conjunction with providing a full-day kindergarten program. The board shall award a grant or matching grant pursuant to this part 2 to a school district or institute charter school only if, without the grant or matching grant, the school district or institute charter school would be unable to provide a facility in which to offer a full day of kindergarten to more students than were offered a full day of kindergarten in the 2007-08 budget year. For purposes of this part 2, "temporary auxiliary facility" means a temporary building that will be placed on the same campus as a main educational facility.

(3) Except as otherwise provided in subsection (4) of this section, each budget year, the board shall use fifty percent of the fund in the fund to provide grants pursuant to this part 2 and fifty percent of the moneys in the fund to provide matching grants pursuant to this part 2.

(4) (a) As used in this subsection (4), unless the context otherwise requires:

(I) "APPLICANT SHARE PERCENTAGE" MEANS, WITH RESPECT TO AN APPLICANT, THE PERCENTAGE OF TOTAL EQUITABLY ADJUSTED FUNDING STATEWIDE FOR BOTH ALL APPLICANTS AND ALL POTENTIAL APPLICANTS WHO DO NOT ACTUALLY APPLY FOR GRANTS AS AUTHORIZED BY THIS SUBSECTION (4) REPRESENTED BY THE EQUITABLY ADJUSTED FUNDING FOR THE APPLICANT.

(II) "EQUITABLE ADJUSTMENT FACTOR" MEANS, WITH RESPECT TO BOTH AN APPLICANT AND A POTENTIAL APPLICANT THAT DOES NOT ACTUALLY APPLY FOR A GRANT AS AUTHORIZED BY THIS SUBSECTION (4) THE SUM OF THE APPLICANT'S:
(A) Size factor, as determined pursuant to section 22-54-104 (5)(b)(1.5);
(B) Percentage of enrolled pupils who are eligible for free or reduced price lunch;
(C) Percentage of enrolled pupils who are English language learners, as defined in section 22-24-103 (4); and
(D) Percentage of enrolled pupils who are special education students.

(III) "Equitably adjusted funding" means, with respect to both an applicant and a potential applicant who does not actually apply for a grant as authorized by this subsection (4) the product of total applicant per pupil funding and the equitable adjustment factor.

(IV) "Total applicant per pupil funding" means, with respect to both an applicant and a potential applicant who does not actually apply for a grant as authorized by this subsection (4) the product of the number of children enrolled in a full-day kindergarten educational program provided by the applicant during the 2019-20 budget year and the applicant's per pupil funding amount, after application of section 22-54-104 (5)(g), for the 2019-20 budget year.

(b) On July 1, 2019, the state treasurer shall transfer twenty-five million dollars from the assistance fund to the fund. During the 2018-19 budget year, the board shall accept applications from applicants that will provide a full-day kindergarten educational program provided by the applicant for financial assistance in the form of formula-based grants in a total amount of up to twenty-five million dollars for the 2019-20 budget year. The board shall establish grant application requirements and deadlines that allow applicants to efficiently provide the information needed to allow the board to quickly determine the estimated amount of the formula-based grant to be awarded to each applicant and expedite distribution of the formula-based grants.

(c) The amount of the grant to be provided to each applicant pursuant to subsection (4)(b) of this section is determined by the following formula:

\[ \text{The lesser of } \frac{25,000,000 \times \text{the applicant share}}{\text{percentage or the amount actually applied for by the applicant.}} \]

On July 1, 2020, the state treasurer shall transfer from the fund to the assistance fund any portion of the twenty-five million dollars previously transferred from the assistance fund to the fund as required by subsection (4)(b) of this section that is not distributed to applicants as formula-based grants during the 2019-20 budget year.

(d) On July 1, 2019, or as soon as feasible thereafter, the board shall cause to be distributed to each applicant eighty percent of the estimated amount of the applicant's formula-based grant. As soon as feasible following the final determination of statewide and applicant full-day kindergarten enrollment for the 2019-20 budget year and no later than February 15, 2020, the board shall determine the final amount of each applicant's formula-based grant and cause to be distributed to each applicant any additional amount needed to ensure that each applicant receives the full final amount of its
GRANT.

(e) As soon as possible after receiving each distribution described in this section, the authorizer for a charter school that operates a full-day kindergarten educational program shall distribute to the charter school, in a lump sum, one hundred percent of the amount received that is attributable to the full-day kindergarten pupils enrolled in the charter school.

(f) An applicant may expend a formula-based grant received pursuant to this subsection (4) during the 2019-20 budget year for the purpose of acquiring furniture, fixtures, or other fixed or moveable equipment, excluding construction equipment, that is needed to conduct a full-day kindergarten educational program or a preschool educational program."

Renumber succeeding sections accordingly.

Page 5 of the bill, line 11, strike "PERCENTAGE" and substitute "NUMBER".

Page 5 of the bill, line 14, strike "PERCENTAGE" and substitute "NUMBER".

Page 6 of the bill, after line 19 insert:

"SECTION 5. Appropriation. For the 2019-20 state fiscal year, $50,000,000 is appropriated to the department of education. This appropriation is from the public school capital construction assistance fund created in section 22-43.7-104 (1), C.R.S. To implement this act, the department may use this appropriation for public school capital construction assistance board cash grants.

SECTION 6. Appropriation. For the 2019-20 state fiscal year, $25,000,000 is appropriated to the department of education. This appropriation is from the full-day kindergarten facility capital construction fund created in section 22-43.7-201 (1), C.R.S. To implement this act, the department may use this appropriation for grants made pursuant to section 22-43.7-201 (4), C.R.S.

SECTION 7. Appropriation. For the 2019-20 state fiscal year, $5,000,000 is appropriated to the department of education. This appropriation is from the public school capital construction assistance fund created in section 22-43.7-104 (1), C.R.S. To implement this act, the department may use this appropriation for public school capital construction assistance board lease payments.

SECTION 8. Appropriation. For the 2019-20 state fiscal year, $656,559 is appropriated to the department of education. This appropriation is from the state education fund created in section 17(4)(a) of article IX of the state constitution. To implement this act, the department may use this appropriation for state aid to charter school facilities."
SECTION 9. Appropriation to the department of education for the fiscal year beginning July 1, 2018. In Session Laws of Colorado 2018, section 2 of chapter 424, (HB 18-1322), amend Part III (2)(C)(2) and the affected totals, as the affected totals are amended by SB19-128 and as the affected totals are further amended by section 8 of SB19-207, as follows:

Section 2. Appropriation.

PART III

DEPARTMENT OF EDUCATION

(2) ASSISTANCE TO PUBLIC SCHOOLS

(C) Grant Programs, Distributions, and Other Assistance

(2) Capital Construction

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<th>TOTAL</th>
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<th>GENERAL FUND EXEMPT</th>
<th>CASH FUNDS</th>
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Capital Construction

Assistance $1,407,245 $1,407,245

Board - Lease Payments $81,000,000 $81,000,000

Public School Capital Construction Assistance $70,000,000 $70,000,000

Board - Cash Grants $150,000 $150,000

Financial Assistance

Priority Assessment

State Aid for Charter
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<th>TOTAL</th>
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<th>GENERAL FUND EXEMPT</th>
<th>CASH FUNDS</th>
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</table>

These amounts shall be from the Public School Capital Construction Assistance Fund created in Section 22-43.7-104 (1), C.R.S.

Of this amount, $20,000,000 shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution, and $5,000,000 $9,250,000 shall be from the Charter School Facilities Assistance Account, an account within the Public School Capital Construction Assistance Fund, created in Section 22-43.7-104 (2)(d), C.R.S. Pursuant to Section 17 (3) of Article IX of the State Constitution, appropriations from the State Education Fund are not subject to the limitation on fiscal year spending set forth in Section 20 of Article X of the State Constitution.

TOTALS PART III

(EDUCATION)

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This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

Of this amount, $4,046,629 contains an (I) notation.

Of this amount, $20,100,000 contains an (I) notation.

This amount contains an (I) notation.
Renumber succeeding section accordingly.

Page 1 of the bill, line 108, strike "AND".

Page 1 of the bill, line 111, strike "SCHOOLS." and substitute "SCHOOLS, AND MAKING AN APPROPRIATION.".

HB19-1085 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 14, strike "EIGHT HUNDRED FIFTY" and substitute "SEVEN HUNDRED THIRTY-FIVE".

Page 5, line 26, strike "SEVENTY-FIVE" and substitute "THIRTY-EIGHT".

Page 6, line 8, strike "SEVENTEEN THOUSAND FIVE HUNDRED" and substitute "FIFTEEN THOUSAND ONE HUNDRED NINETY-TWO".

Page 6, line 12, strike "TWENTY-THREE THOUSAND FIVE HUNDRED" and substitute "TWENTY THOUSAND FIVE HUNDRED EIGHTEEN".

Page 6, lines 16 and 17, strike "NINE THOUSAND FIVE HUNDRED" and substitute "EIGHT THOUSAND ONE HUNDRED SIXTY-NINE".

Page 6, lines 20 and 21, strike "FIFTEEN THOUSAND FIVE HUNDRED" and substitute "THIRTEEN THOUSAND TWO HUNDRED FIVE".

Page 9, line 2, strike "FIFTY" and substitute "TWO".

Page 10, lines 2 and 3, strike "ONE HUNDRED" and substitute "SEVENTY-SEVEN".

Page 10, after line 12 insert:


(1) For the 2019-20 state fiscal year, $24,847 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $10,467 for use by the taxpayer service division for personal services;
(b) $13,180 for tax administration IT system (GenTax) support; and
(c) $1,200 for the purchase of document management services.

(2) For the 2019-20 state fiscal year, $1,200 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(c) of this section. To implement this act, the department of personnel may use this appropriation to provide document management services for the department of revenue.

(3) To implement this act, the amount specified for informational purposes in part XIX of section 2 of the annual general appropriation act for the 2019-20 state fiscal year for the old age heat and fuel and property tax assistance grant is increased by $650,500.".
Renumber succeeding section accordingly.

Page 1, strike line 103 and substitute "DISABILITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1203 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 8, after line 1 insert:

"SECTION 2. Appropriation. (1) For the 2019-20 state fiscal year, $2,944,809 is appropriated to the department of public health and environment for use by the prevention services division. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the division may use this appropriation for the primary care office. Any money appropriated in this section not expended prior to July 1, 2020, is further appropriated to the division for the 2020-21 and 2021-22 state fiscal years for the same purpose.

(2) For the 2019-20 state fiscal year, $55,191 is appropriated to the department of public health and environment for use by the prevention services division. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the division will require an additional 0.8 FTE. To implement this act, the division may use this appropriation for the primary care office."

Renumber succeeding section accordingly.

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

HB19-1237 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Public Health Care & Human Services Committee Report, dated March 27, 2019, page 1, after line 10 insert:

"Page 19, after line 5 insert:

"SECTION 4. In Colorado Revised Statutes, amend 27-66-106 as follows:

27-66-106. Federal grants-in-aid - administration. (1) The department is designated the official mental health authority, and is authorized to receive grants-in-aid from the federal government under the provisions of 42 U.S.C. sec. 246, and shall administer said grants in accordance therewith.

(2) THE DEPARTMENT SHALL CONTINUE TO FUND THE COSTS OF LICENSING ACTIVITIES RELATED TO THE BEHAVIORAL HEALTH ENTITY LICENSE ACROSS THE DEPARTMENT OF HUMAN SERVICES AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, LESS THE MONEY COLLECTED BY THE BEHAVIORAL HEALTH ENTITY CASH FUND DEFINED IN 25-27.6-108 THROUGH JUNE 30, 2024.".
Renumber succeeding sections accordingly.

Page 2 of the committee report, line 2, strike "5 through 8" and substitute "6 through 9".

Page 2 of the committee report, line 3, strike "9 through 24" and substitute "10 through 25".

HB19-1240 be referred to the Committee of the Whole with favorable recommendation.

HB19-1277 be referred to the Committee of the Whole with favorable recommendation.

HB19-1283 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Judiciary Committee Report, dated April 9, 2019, page 2, after line 20 insert:

"SECTION 3. Appropriation. For the 2019-20 state fiscal year, $12,599 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the division of insurance cash fund created in section 10-1-103 (3), C.R.S. To implement this act, the division may use this appropriation as follows:
(a) $12,409 for personal services, which amount is based on an assumption that the division will require an additional 0.2 FTE; and
(b) $190 for operating expenses.".

Renumber succeeding section accordingly.

Page 2 of the report, after line 29 insert:

"PAGE 1 OF THE PRINTED BILL, LINE 102, STRIKE "POLICIES." AND SUBSTITUTE "POLICIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

HB19-1316 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 6, after line 24, insert:

"SECTION 7. Appropriation. For the 2019-20 state fiscal year, $59,850 is appropriated to the judicial department for use by the office of the child's representative. This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows:
(a) $2,250 for operating expenses; and
(b) $57,600 for court-appointed counsel.".
Renumber succeeding section accordingly.

Page 1, line 101, strike "MINORS." and substitute "MINORS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

SB19-178 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend engrossed bill, page 16, after line 24, insert:

"SECTION 4. Appropriation. (1) For the 2019-20 state fiscal year, $42,143 is appropriated to the department of human services for use by the office of information technology services. This appropriation is from the general fund. To implement this act, the office may use this appropriation for Colorado trails.

(2) For the 2019-20 state fiscal year, the general assembly anticipates that the department of human services will receive $18,061 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds, which is included for informational purposes only.

(3) For the 2019-20 state fiscal year, $60,204 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 human services under subsection (1) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of human services."

Renumber succeeding section accordingly.

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

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

SB19-085 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 7, line 3, strike "A" and substitute "THE DIRECTOR IS AUTHORIZED TO CREATE AND ADMINISTER A PROCESS TO ACCEPT AND MEDIATE COMPLAINTS AND TO PROVIDE LEGAL RESOURCES CONCERNING ALLEGED VIOLATIONS OF SECTION 8-5-102, AND TO PROMULGATE RULES AS NECESSARY FOR THIS PURPOSE. THE PROCESS CREATED AND ADMINISTERED BY THE DIRECTOR DOES NOT AFFECT OR PREVENT THE RIGHT OF AN AGGRIEVED PERSON FROM COMMENCING A CIVIL ACTION PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(2) A".
Renumber succeeding subsections accordingly.

Page 7, line 26, after "(1)" insert "(a)".

Page 8, line 15, strike "DAMAGES. If" and substitute "DAMAGES, EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS SECTION."

Page 8, after line 19 insert:

"(2) AN EMPLOYER SHALL DISCLOSE IN EACH POSTING FOR EACH JOB OPENING THE HOURLY OR SALARY COMPENSATION, OR A RANGE OF THE HOURLY OR SALARY COMPENSATION, AND A GENERAL DESCRIPTION OF ALL OF THE BENEFITS TO BE OFFERED TO THE HIRED APPLICANT."

Page 9, strike lines 20 through 23 and substitute:

"(2) AN EMPLOYER SHALL DISCLOSE IN EACH POSTING FOR EACH JOB OPENING THE HOURLY OR SALARY COMPENSATION, OR A RANGE OF THE HOURLY OR SALARY COMPENSATION, AND A GENERAL DESCRIPTION OF ALL OF THE BENEFITS TO BE OFFERED TO THE HIRED APPLICANT."

Page 11, line 2, after "A" insert "REBUTTABLE".

FINANCE

After consideration on the merits, the Committee recommends the following:

HB19-1212 be referred favorably to the Committee on Appropriations.

HB19-1322 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 3, strike lines 7 and 8 and substitute ",(3.5)(b)(I) OF THIS SECTION, STATE REVENUES FOR THE 2018-19 STATE FISCAL YEAR AND FOR ALL SUCCEEDING STATE FISCAL YEARS, ARE LESS."

Page 3, line 17, after "SECTION." add "NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE TRANSFER PERMITTED BY THIS SUBSECTION (3.5)(a) SHALL NOT BE MADE IN MORE THAN SEVEN TOTAL STATE FISCAL YEARS."

Page 5, strike lines 17 and 18 and substitute ",(3.5)(b)(I) OF THIS SECTION, STATE REVENUES FOR THE 2018-19 STATE FISCAL YEAR AND FOR ALL SUCCEEDING STATE FISCAL YEARS."

Page 5, line 27, after "SECTION." add "NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE TRANSFER PERMITTED BY THIS
SUBSECTION (3.5)(a) SHALL NOT BE MADE IN MORE THAN SEVEN TOTAL STATE FISCAL YEARS.".

Page 8, line 6, strike "and (2)(f)" and substitute "(2)(f), and (3)(c)".

Page 11, after line 15 insert:

"(c) SUBJECT TO THE LIMITATION ON THE PERCENTAGE OF MONEY APPROPRIATED FROM THE FUND THAT MAY BE EXPENDED FOR THE ADMINISTRATIVE COSTS OF THE DIVISION IN ADMINISTERING THE FUND SPECIFIED IN SUBSECTION (3)(b) OF THIS SECTION, THE DIVISION MAY EXPEND MONEY FROM THE FUND TO HIRE AND EMPLOY INDIVIDUALS IN ORDER TO FULFILL THE PURPOSES OF HOUSE BILL 19-1322, ENACTED IN 2019.".

SB19-099 be referred favorably to the Committee on Appropriations.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1287 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 4, line 16, strike "MEDICAL DETOXIFICATION" and substitute "WITHDRAWAL MANAGEMENT".

Page 6, strike lines 25 through 27 and substitute "AVAILABLE SERVICE RESOURCE LOCATOR.".

Page 7, strike line 1.

Page 7, after line 6 insert:

"SECTION 2. In Colorado Revised Statutes, amend 27-66-107 as follows:

27-66-107. Purchase of services by courts, counties, municipalities, school districts, and other political subdivisions. Any county, municipality, school district, health service district, or other political subdivision of the state or any county, district, or juvenile court is authorized to purchase mental health services, from community mental health clinics and such other community agencies as are approved for purchases by the executive director, for the WHICH purchase of mental health services by counties or city and counties as authorized by this section; the board of county commissioners of any county or the city council of any city within the county or city may levy a tax not to exceed two mills upon real property within the county or city and county if the board first submits the question of such levy to a vote of the qualified electors at a general election and receives their approval of such levy.".
Renumber succeeding sections accordingly.

Page 7, line 9, strike "system" and substitute "program".

Page 8, line 5, strike "SYSTEM" and substitute "PROGRAM".

Page 8, line 16, strike "SYSTEM," and substitute "PROGRAM,"

Page 8, strike lines 17 and 18 and substitute "SHALL INCLUDE CARE NAVIGATION SERVICES IN THE TWENTY-FOUR-HOUR TELEPHONE CRISIS SERVICE CREATED PURSUANT TO SECTION 27-60-103. THE CONTRACTOR".

Page 10, strike lines 17 through 19.

Reletter succeeding paragraphs accordingly.

Page 10, line 27, strike "SYSTEM." and substitute "PROGRAM.".

Page 11, strike line 22 and substitute "SHALL AWARD GRANT PROGRAM MONEY TO".

Page 12, lines 3 and 4, strike "FOR EACH COUNTY".

Page 12, line 13, after "GRANT" insert "PROGRAM".

Page 12, line 16, strike "HAVE" and substitute "INCREASE".

Page 12, line 20, after "GOVERNMENTS," insert "MUNICIPALITIES,".

Page 12, after line 24, insert:

"(6) MONEY APPROPRIATED FOR THE PILOT PROGRAM THAT REMAINS UNEXPENDED AND UNENCUMBERED AT THE END OF THE FISCAL YEAR IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE PILOT PROGRAM IN THE NEXT FISCAL YEAR."

Renumber succeeding subsection accordingly.

HB19-1313 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 8, line 15, strike "FACILITY," and substitute "FACILITY:".

Page 8, strike lines 16 and 17.

Page 9, line 20, strike "FUNDS COLLECTED" and substitute "UP TO ONE-HALF OF THE FUNDS COLLECTED ANNUALLY".

Page 9, line 21, strike "40-2-124 (1)(g)" and substitute "40-2-124 (1)(g), AS WELL AS ANY ACCRUED FUNDS,".

Page 13, line 14, after the comma add "THE GENERAL ASSEMBLY,".
Page 16, after line 8 insert:

"(3) The provisions of this section regarding best value employment metrics do not apply to projects involving retail distributed generation, as defined in section 40-2-124 (1)(a)(VIII) or 40-2-127(2)(b)(I)(B)."

SECTION 4. In Colorado Revised Statutes, add 40-2-132 as follows:

40-2-132. Distributed generation - rights of retail electric utility customers. A retail electric utility customer is entitled to generate, consume, store, and export electricity produced from eligible energy resources to the electric grid through the use of customer-sited retail distributed generation as defined in section 40-2-124 (1)(a)(VIII), subject to reliability standards, interconnection rules, and procedures as determined by the commission."

Renumber succeeding sections accordingly.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1279 by Representative(s) Exum and Landgraf; also Senator(s) Lee and Hisey--Concerning the use of perfluoroalkyl and polyfluoroalkyl substances, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1284 by Representative(s) Titone and Beckman, Baisley, Benavidez, Bird, Bockenfeld, Buck, Buckner, Caraveo, Coleman, Cutter, Duran, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Hooton, Humphrey, Jaquez Lewis, Kipp, Landgraf, Larson, Lontine, McCluskie, McKeen, McLachlan, Rich, Roberts, Singer, Snyder, Soper, Weissman, Will; also Senator(s) Holbert and Moreno--Concerning the board of directors of the urban drainage and flood control district.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Exum, Melton, Michaelson Jenet, Mullica, Saine, Speaker

HB19-1230 by Representative(s) Singer and Melton, Coleman, Gray, Landgraf, Michaelson Jenet; also Senator(s) Marble and Gonzales, Pettersen, Rodriguez, Fenberg--Concerning marijuana hospitality establishments, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
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<td>Kraft-Tharp Y</td>
<td>Roberts Y</td>
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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Duran, Exum, Galindo, Garnett, Herod, Kipp, McCluskie, Roberts, Snyder, Tipper, Titone, Speaker

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Duran, Exum, Galindo, Garnett, Herod, Kipp, McCluskie, Roberts, Snyder, Tipper, Titone, Speaker
HB19-1234 by Representative(s) Valdez A. and Singer, Gray, Melton; also Senator(s) Gonzales and Marble, Fenberg, Winter--Concerning allowing delivery of regulated marijuana by regulated marijuana sellers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, Duran, Herod, Jaquez Lewis, Sirota, Tipper

HB19-1288 by Representative(s) Singer and Duran, Gonzales-Gutierrez, Exum; also Senator(s) Fields and Crowder--Concerning increasing protections to ensure foster youth siblings maintain sibling relationships by providing foster youth siblings with certain rights, and, in connection therewith, establishing the foster youth sibling bill of rights.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1299  by Representative(s) McCluskie and Rich; also Senator(s) Donovan--Concerning flexibility in the contribution rates to a local government retirement plan or system.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Kipp Y</td>
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Co-sponsor(s) added: Representative(s) Bird, Cutter, Exum, Galindo, Gray, Liston, Michaelson Jenet, Tipper
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HB19-1298  by Representative(s) Melton; also Senator(s) Priola--Concerning the use of electric motor vehicle charging stations for parking a motor vehicle.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Hooton, Jaquez Lewis, Michaelson Jenet, Singer, Sirota, Snyder, Tipper, Valdez A.

SB19-077 by Senator(s) Priola and Williams A.; also Representative(s) Hansen--Concerning measures that affect the development of infrastructure used by electric motor vehicles, and, in connection therewith, establishing a process at the Colorado public utilities commission whereby a public utility may undertake implementation of an electric motor vehicle infrastructure program within the area covered by the utility's certificate of public convenience and necessity.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<th>YES</th>
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Cutter, Gray, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, McCluskie, McLachlan, Melton, Michaelson Jenet, Roberts, Singer, Snyder, Speaker

SB19-194 by Senator(s) Garcia and Zenzinger; also Representative(s) Froelich and Van Winkle, Bird--Concerning the addition of Colorado state university - global campus as a designated institution of higher education for purposes of tuition assistance for members of the National Guard.

The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Buckner, Buentello, Carver, Catlin, Cutter, Esgar, Exum, Galindo, Geitner, Gray, Hansen, Hooton, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Ransom, Rich, Sandridge, Snyder, Titone, Valdez A., Valdez D., Weissman, Williams D., Wilson, Speaker

HB19-1295 by Representative(s) Rich and Becker; also Senator(s) Scott and Story--Concerning a requirement that the county treasurer in specified counties serve as the public trustee for the county.

The question being "Shall the bill pass?"

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<tr>
<th>YES</th>
<th>63</th>
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<td>Bird</td>
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<td>Lontine</td>
<td>Y</td>
<td>Snyder</td>
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</table>
HB19-1263 by Representative(s) Herod and Sandridge; also Senator(s) Marble and Lee--Concerning changing the penalty for certain violations pursuant to the "Uniform Controlled Substances Act of 2013", and in connection therewith, making and reducing an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
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</table>

Co-sponsor(s) added: Representative(s) Bird, Buckner, Cutter, Duran, Hooton, Humphrey, Jaquez Lewis, Lewis, Liston, Lontine, Michaelson Jenet, Ransom, Roberts, Sandridge, Singer, Snyder, Soper, Tipper, Titone

On motion of Representative Garnett, HB19-1306, 1321, 1315, 1002, 1055, 1085, 1203, 1237, 1240, 1277, 1283, 1316, SB19-003, 162, 170, 185, 174, 178 were added to the Special Orders Calendar on April 18, 2019.
On motion of Representative Gonzales-Gutierrez, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1311 by Representative(s) Singer--Concerning the creation of the institute of cannabis research at Colorado state university - Pueblo.

Amendment No. 1, Finance Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 2, by Representative(s) Singer.

Amend the Finance Committee Report, dated April 15, 2019, page 1, strike lines 10 and 11 and substitute:

"(C) A RESEARCH ENTITY THAT HAS A MARIJUANA RESEARCH AND DEVELOPMENT LICENSE PURSUANT TO SECTION 44-11-408, THAT IS OPERATING IN COMPLIANCE WITH THE REQUIREMENTS OF SECTION 44-11-408, AND IS CONDUCTING THE RESEARCH WITH A COLORADO INSTITUTION OF HIGHER EDUCATION."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1292 by Representative(s) Singer and Galindo; also Senator(s) Ginal--Concerning the reauthorization of the Colorado resiliency office, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-178 by Senator(s) Foote; also Representative(s) Singer--Concerning the subsidization of adoption for eligible children in Colorado.

Amendment No. 1, Public Health Care & Human Services Report, dated April 5, 2019, and placed in member's bill file; Report also printed in House Journal, April 8, 2019.
Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

**HB19-1242** by Representative(s) Jackson and Jaquez Lewis; also Senator(s) Winter and Tate--Concerning the regulation of pharmacy technicians by the state board of pharmacy.

Amendment No. 1, Health & Insurance Report, dated March 26, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 2, Finance Report, dated April 8, 2019, and placed in member's bill file; Report also printed in House Journal, April 8, 2019.

Amendment No. 3, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1306** by Representative(s) Esgar and Galindo--Concerning the monitoring of Colorado call center job losses.

Amendment No. 1, Business Affairs & Labor Report, dated April 17, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1321** by Representative(s) Coleman and Williams D.; also Senator(s) Priola--Concerning the use of an electronic device to verify the driver's license of a person who rents a motor vehicle.

Ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**HB19-1002** by Representative(s) McLachlan and Wilson; also Senator(s) Zenzinger--Concerning professional development in leadership for public school principals.

Amendment No. 1, Education Report, dated January 17, 2019, and placed in member's bill file; Report also printed in House Journal, January 18, 2019.
Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-003 by Senator(s) Zenzinger and Coram; also Representative(s) McLachlan and Wilson, Rankin--Concerning the educator loan forgiveness program to address educator shortages, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1055 by Representative(s) Bird; also Senator(s) Zenzinger--Concerning the provision of state financial assistance for public school capital construction, and, in connection therewith, increasing the amount of retail marijuana excise tax revenue that is credited to the public school capital construction assistance fund, increasing the maximum total amount of annual lease payments payable by the state for financial assistance provided under the terms of lease-purchase agreements, and more precisely tying the total amount of financial assistance provided to charter schools to the number of students enrolled in charter schools.

Amendment No. 1, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1085 by Representative(s) Exum; also Senator(s) Zenzinger--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities.


Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1237 by Representative(s) Cutter and Will; also Senator(s) Woodward--Concerning licensing behavioral health entities.
Amendment No. 1, Public Health Care & Human Services Report, dated February 27, 2019, and placed in member's bill file; Report also printed in House Journal, February 28, 2019.

Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1240 by Representative(s) Kraft-Tharp and Van Winkle; also Senator(s) Court and Tate--Concerning sales and use tax administration, and, in connection therewith, establishing economic nexus for retailers without physical presence in the state, codifying the destination sourcing rule with a specified exception, requiring marketplace facilitators to collect and remit sales tax for sales made by marketplace sellers on the marketplace facilitator's marketplace, and repealing obsolete statutory references to remote sellers.

Amendment No. 1, Business Affairs & Labor Report, dated March 26, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 2, Finance Report, dated April 11, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1277 by Representative(s) Esgar and Cutter; also Senator(s) Todd and Winter--Concerning the creation of the computer science grant program.

Amendment No. 1, Education Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, by Representative(s) Esgar.

Amend printed bill, page 6, line 2, strike "JANUARY 1, 2021," and substitute "OCTOBER 1, 2021,"

Page 6, line 3, strike "JANUARY" and substitute "OCTOBER".

Printed bill, page 7, line 3, strike "2021," and substitute "2022,"

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1283 by Representative(s) Roberts; also Senator(s) Rodriguez--Concerning requiring insurers to disclose certain information concerning insurance policies.

Amendment No. 1, Judiciary Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.


Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 11, 2019, and placed in member's bill file; Report also printed in House Journal, April 12, 2019.

Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-086 by Senator(s) Lee; also Representative(s) Bird--Concerning updates to the laws governing business entities, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-162 by Senator(s) Coram, Danielson, Donovan, Sonnenberg; also Representative(s) McCluskie--Concerning the continuation of the river outfitter advisory committee, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-170 by Senator(s) Rodriguez and Tate, Court, Donovan, Fenberg, Fields, Gonzales, Lundeen, Marble, Moreno, Priola, Scott, Smallwood, Todd, Williams A.; also Representative(s) Herod and Soper, Benavidez, Cutter,
Gonzales-Gutierrez, Hooton, McLachlan, Melton, Singer, Weissman--Concerning an inquiry into a college applicant's nonacademic conduct prior to admission.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-185 by Senator(s) Fields and Lundeen; also Representative(s) Landgraf and Roberts--Concerning protections for minor human trafficking victims, and, in connection therewith, requiring a post-enactment review of the implementation of this act.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-174 by Senator(s) Garcia and Hill; also Representative(s) Buentello and Neville--Concerning tuition assistance eligibility for dependent children of certain persons, and, in connection therewith, determining eligibility for dependents of prisoners of war, military personnel missing in action, National Guardsmen, law enforcement officers, and firefighters.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1203 by Representative(s) Mullica; also Senator(s) Todd--Concerning the creation of a grant program to increase the number of school nurses.

Amendment No. 1, Education Report, dated March 5, 2019, and placed in member's bill file; Report also printed in House Journal, March 6, 2019.

Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

Amendment No. 3, by Representative(s) Mullica.

Amend Education Committee Report, dated March 5, 2019, page 2, line 7, strike "PROVIDER" and substitute "PROVIDER, OR A REGISTERED NURSE, ".

Page 2, after line 12, insert:
"Page 6 of the bill, strike lines 5 through 7 and substitute:
"(f) THE LOCAL EDUCATION PROVIDER’S PLAN FOR CONTINUING TO FUND THE INCREASES IN SCHOOL NURSING SERVICES FOLLOWING EXPIRATION OR NONRENEWAL OF THE GRANT;"."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1315 by Representative(s) Gonzales-Gutierrez and Michaelson Jenet, Benavidez, Herod, Soper; also Senator(s) Gonzales--Concerning the admissibility of statements by a juvenile.

Amendment No. 1, Judiciary Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, by Representative(s) Roberts.

Amend the Judiciary Committee Report, dated April 16, 2019, page 1, line 3, strike "LEGAL".

Page 1, strike lines 6 through 10 and substitute:

"(I) "PROTECTIVE COUNSELING" MEANS AN ONGOING OPPORTUNITY TO OFFER GUIDANCE AND ADVICE CONCERNING THE JUVENILE'S RIGHT TO REMAIN SILENT AND TO OBTAIN RETAINED OR APPOINTED COUNSEL ASSOCIATED WITH THE CUSTODIAL INTERROGATION; AND"

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1316, to show that said amendment passed, and that HB 19-1316, as amended, passed.

Amend printed bill, page 3, after line 13 insert:

"(a.5) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1)(a)(I) OF THIS SECTION TO THE CONTRARY, JUDICIAL APPROVAL, AS PROVIDED IN SECTION 14-2-108, INCLUDING THE APPOINTMENT OF A GUARDIAN AD LITEM, IS NOT REQUIRED IF:

(A) THE UNDERAGE PARTY IS OVER THE AGE OF SIXTEEN YEARS AND consents to the proposed marriage;

(B) THE UNDERAGE PARTY HAS THE CONSENT OF BOTH PARENTS OR GUARDIAN OR, IF THE PARENTS ARE NOT LIVING TOGETHER, THE PARENT WHO HAS LEGAL CUSTODY OR DECISION-MAKING RESPONSIBILITY CONCERNING SUCH MATTERS OR WITH WHOM THE CHILD IS LIVING; AND

(C) THE OTHER PARTY TO THE PROPOSED MARRIAGE IS NOT MORE THAN TWO YEARS OLDER THAN THE UNDERAGE PARTY.".

The amendment was declared lost by the following roll call vote:

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<th></th>
<th>YES</th>
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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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House in recess. House reconvened.
Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadline for Senate Bill 19-246, Concerning the Financing of Public Schools:

The Monday, April 22 deadline (the 109th legislative day) for final passage, including any conference committee report, for any bill prescribing all or a substantial portion of the total funding for public schools pursuant to the "Public School Finance Act of 1994", article 54 of title 22, Colorado Revised Statutes, is extended until Friday, May 3, (the 120th legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23(c).

(signed) (signed)
Senator Garcia Representative Becker
President of Senate Speaker
Senator Fenberg Representative Garnett
Majority Leader Majority Leader
Senator Holbert Representative Neville
Minority Leader Minority Leader

EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL
SENATE COMMITTEE ON DELAYED BILLS
HOUSE COMMITTEE ON DELAYED BILLS

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills do hereby extend the Legislative Council deadline to review, prioritize, and approve written requests for interim study committees from the 108th day (April 21, 2019) to the 112th day (April 25, 2019) of the seventy-second legislative session of the Colorado General Assembly

(signed) (signed)
Senator Garcia Representative Becker
President of Senate Speaker
Senator Fenberg Representative Garnett
Majority Leader Majority Leader
Senator Holbert Representative Neville
Minority Leader Minority Leader

REPORT(S) OF COMMITTEE(S) OF REFERENCE
EDUCATION
After consideration on the merits, the Committee recommends the following:

SB19-059 be referred favorably to the Committee on Appropriations.
SB19-104 be referred to the Committee of the Whole with favorable recommendation.

SB19-161 be referred favorably to the Committee on Appropriations.

JUDICIARY

After consideration on the merits, the Committee recommends the following:

SB19-135 be referred favorably to the Committee on Appropriations.

SB19-143 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 5, lines 2 and 3, strike "and (11)(b)(III); and repeal (11)(b)(III.5)" and substitute "(11)(b)(III), and (11)(c)(II)(B); repeal (11)(b)(III.5); and add (11)(c)(II)(C)."

Page 6, strike lines 23 through 26 and substitute "section 18-6-801, the board may revoke parole and request the sheriff of the county in which the hearing is held to transport the parolee to a place of confinement for a period not to exceed thirty days and order the parolee confined at a facility designated by the executive director ORDER, AS A CONDITION OF PAROLE, PARTICIPATION IN TREATMENT, IF APPROPRIATE, AS DESCRIBED IN SECTION 17-2-103 (11)(c).".

Page 7, after line 12 insert:

"(c) If the board determines that the parolee is in need of treatment and is amenable to treatment, the board shall consider placing the parolee in one of the following treatment options and, if appropriate, may modify the conditions of parole to include:

(II) (B) A parolee may be placed in a residential treatment program UNDER CONTRACT WITH THE DEPARTMENT OF PUBLIC SAFETY only upon acceptance by the residential treatment program and any community corrections board with jurisdiction over the residential treatment program. Residential treatment programs and community corrections boards are encouraged to develop an expedited review process to facilitate decision-making and placement of the parolee, if accepted.

(C) PLACEMENT IN A PAROLEE INTENSIVE TREATMENT PROGRAM OPERATED BY THE DEPARTMENT IN A LEVEL I SECURITY FACILITY FOR MEN OR AN EQUIVALENT SECURITY LEVEL UNIT IN A WOMEN’S FACILITY OPERATED BY THE DEPARTMENT. THE DEPARTMENT SHALL PROVIDE OR CONTRACT FOR MEDICAL SERVICES NEEDED BY PAROLEES IN THE INTENSIVE TREATMENT PROGRAM AND MAY USE FUNDING APPROPRIATED
FOR CLINICAL SERVICES FOR THOSE MEDICAL SERVICES.

Page 12, strike lines 12 and 13.

Renumber succeeding sections accordingly.

SB19-163 be referred favorably to the Committee on Appropriations.

SB19-187 be referred to the Committee of the Whole with favorable recommendation.

LEGISLATIVE COUNCIL
After consideration on the merits, the Committee recommends the following:

HB19-1176 be referred to the Committee of the Whole with favorable recommendation.

HB19-1314 be referred to the Committee of the Whole with favorable recommendation.

HB19-1319 be referred to the Committee of the Whole with favorable recommendation.

SB19-094 be referred favorably to the Committee on Appropriations.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

HB19-1141 be postponed indefinitely.

HB19-1317 be postponed indefinitely.

HB19-1325 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 6 through 9 and substitute:

"(14) "Manufacturer" means any person, firm, association, corporation, or trust, resident or nonresident, who manufactures or
assembles new and unused motor vehicles. "MANUFACTURER" INCLUDES
AN ELECTRIC MOTOR VEHICLE MANUFACTURER, AS DEFINED IN SECTION
44-20-126 (3)(a.6). except that "Manufacturer" does not include:"

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB19-090

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB19-090,
concerning the operation of peer-to-peer motor vehicle sharing
businesses, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the
bill, as the amendments appear in the rerevised bill, with the following
changes:

   Amend rerevised bill, page 14, line 9, strike "FACILITATE, PROMOTE, OR
   OTHERWISE CONTRACT" and substitute "CONTRACT".

   Page 14, line 11, strike "FOR USE BY" and substitute "TO TRANSPORT".

   Page 14, line 13, strike "FOR USE BY" and substitute "TO TRANSPORT".

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following amendments
be recommended:

   Amend rerevised bill, page 6, after line 21 insert:

   "(5) A CAR SHARING PROGRAM SHALL ASSUME PRIMARY LIABILITY
   FOR A CLAIM IF:
   (a) THE PROGRAM IS IN WHOLE OR IN PART PROVIDING THE
   INSURANCE REQUIRED IN SUBSECTIONS (2) AND (3) OF THIS SECTION;
   (b) A DISPUTE EXISTS AS TO WHO WAS IN CONTROL OF THE SHARED
   CAR AT THE TIME OF THE LOSS; AND
   (c) THE PROGRAM DOES NOT HAVE AVAILABLE, DID NOT RETAIN,
   OR FAILS TO PROVIDE THE INFORMATION REQUIRED IN SECTION 6-1-1207
   THAT RELATES TO THE CLAIM.".

   Renumber succeeding subsections accordingly.

   Page 7, line 2, strike "(5)" and substitute "(6)".

   Page 8, line 24, strike "cancellation" and substitute "exclusion".

   Page 8, strike lines 25 through 27.

   Page 9, strike lines 1 through 4 and substitute "sharing. AN AUTOMOBILE
   INSURANCE COMPANY SHALL NOT EXCLUDE".
Page 9, strike lines 9 through 18.

Page 14, after line 22 insert:

"SECTION 2. In Colorado Revised Statutes, amend 10-4-601.5 as follows:

10-4-601.5. Administrative authority. The commissioner shall administer and enforce the provisions of this part 6, and may make rules necessary for the administration of this part 6 in accordance with article 4 of title 24, C.R.S. and may enforce the provisions of part 12 of Article 1 of Title 6 that apply to an insurer or a policy.".

Renumber succeeding section accordingly.

Respectfully submitted,

Senate Committee: House Committee:

Kerry Donovan Matt Gray
Ray Scott Edie Hooton
Nancy Todd Larry Liston

MESSAGE(S) FROM THE SENATE

The Senate has reconsidered its vote to recede from its position on SB19-214 and reconsidered its vote to repass the bill as amended. The Senate has voted to adopt the First Report of the First Conference Committee on SB19-214 and the bill has been repassed as amended.

The Senate has adopted SJR19-009 and the Resolution is transmitted herewith.

The Senate has voted to concur in House Amendments to SB19-004 and 189 and the bills have been repassed as amended.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 18th day of April, 2019, at 4:15 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Thursday, April 18, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the Colorado House of Representatives,

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1166 Name-based Criminal History Record Checks
Approved Thursday, April 18, 2019 3:55 o'clock P.M

Sincerely,

(signed)
Jared Polis
Governor

INTRODUCTION OF BILL
First Reading

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

HB19-1327 by Representative(s) Garnett and Neville, Roberts, Van Winkle; also Senator(s) Donovan and Cooke, Priola--Concerning sports betting, and, in connection therewith, submitting to the registered electors of the state of Colorado a ballot measure authorizing the collection of a tax on the net proceeds of sports betting through licensed casinos and directing the revenues generated through collection of the sports betting tax to specified public purposes, including the state water plan through creation of the water plan implementation cash fund.
Committee on Finance

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

SJR19-009 by Senator(s) Fenberg and Holbert; also Representative(s) Garnett and Neville--Concerning the convening date for the 2020 second regular session of the seventy-second General Assembly, and, in connection therewith, restoring the deadline schedule set out in the Joint Rules of the Senate and House of Representatives.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Weissman, the following item(s) on the Calendar were laid over until April 19, retaining place on Calendar:

Consideration of Resolution(s)--HR19-1006.
Consideration of Senate Amendment(s)--HB19-1118, 1004, 1039, 1127, 1211.

On motion of Representative Weissman, the House adjourned until 9:00 a.m., April 19, 2019.

Approved:
KC Becker, Speaker

Attest:
MARILYN EDDINS, Chief Clerk
Prayer by Representative James Coleman, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by James and Naomi Coleman, Highline Academy Charter School, Denver.

The roll was called with the following result:

Present--60.
Excused--Representative(s) Becker, Kennedy, McCluskie, Mullica, Tipper--5.
Present after roll call--Representative(s) Kennedy, McCluskie, Mullica, Tipper.

The Speaker declared a quorum present.

On motion of Representative Duran, the House Journal of April 18, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1311 by Representative(s) Singer; also Senator(s) Bridges--Concerning the creation of the institute of cannabis research at Colorado state university - Pueblo.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1292 by Representative(s) Singer and Galindo; also Senator(s) Ginal--Concerning the reauthorization of the Colorado resiliency office, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

SB19-178 by Senator(s) Foote; also Representative(s) Singer--Concerning the subsidization of adoption for eligible children in Colorado, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker E

HB19-1242 by Representative(s) Jackson and Jaquez Lewis; also Senator(s) Winter and Tate--Concerning the regulation of pharmacy technicians by the state board of pharmacy, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Valdez A., Van Winkle, Will, Wilson
HB19-1306 by Representative(s) Esgar and Galindo--Concerning the monitoring of Colorado call center job losses.

Laid over until April 22, retaining place on Calendar.

HB19-1321 by Representative(s) Coleman and Williams D.; also Senator(s) Priola--Concerning the use of an electronic device to verify the driver's license of a person who rents a motor vehicle.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Duran, Melton, Sandridge, Van Winkle

SB19-003 by Senator(s) Zenzinger and Coram; also Representative(s) McLachlan and Wilson--Concerning the educator loan forgiveness program to address educator shortages, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker E

HB19-1002 by Representative(s) McLachlan and Wilson; also Senator(s) Zenzinger and Priola--Concerning professional development in leadership for public school principals, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Wilson was given permission to offer a Third Reading amendment:

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Amend engrossed bill, page 3, line 16, strike "COLLABORATE" and substitute "COLLABORATIVE".

Third Reading amendment No. 1, by Representative McLachlan.
The amendment was declared passed by the following roll call vote:

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A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Gray, Hansen, Hooton, Kipp, Lontine, Melton, Michaelson Jenet, Snyder, Tipper, Titone, Valdez D.

**HB19-1055** by Representative(s) Bird; also Senator(s) Zenzinger--Concerning the provision of state financial assistance for public school capital construction, and, in connection therewith, increasing the amount of retail marijuana excise tax revenue that is credited to the public school capital construction assistance fund, increasing the maximum total amount of annual lease payments payable by the state.
for financial assistance provided under the terms of lease-purchase agreements, more precisely tying the total amount of financial assistance provided to charter schools to the number of students enrolled in charter schools, and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Kipp, Kraft-Tharp, Liston, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Will, Wilson

HB19-1085 by Representative(s) Exum; also Senator(s) Zenzinger--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1237  by Representative(s) Cutter and Will; also Senator(s)
Woodward--Concerning licensing behavioral health
entities.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner,
Buentello, Caraveo, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Hooton,
Jackson, Jaquez Lewis, Kennedy, Kipp, McCluskie, McLachlan,
Michaelson Jenet, Titone

HB19-1240  by Representative(s) Kraft-Tharp and Van Winkle; also
Senator(s) Court and Tate--Concerning sales and use tax
administration, and, in connection therewith, establishing
economic nexus for retailers without physical presence in
the state, codifying the destination sourcing rule with a
specified exception, requiring marketplace facilitators to
collect and remit sales tax for sales made by marketplace
sellers on the marketplace facilitator's marketplace, and
repealing obsolete statutory references to remote sellers.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buentello, Cutter, Gray, Humphrey, Kipp, McKean, Rich, Sandridge, Snyder, Soper, Sullivan, Tipper, Titone, Valdez D., Williams D.

HB19-1277 by Representative(s) Esgar and Cutter; also Senator(s) Todd and Winter--Concerning the creation of the computer science grant program.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Duran, Exum, Galindo, Herod, Hooton, Jackson, Jaquez Lewis, McCluskie, Michaelson Jenet, Tipper, Titone, Valdez D., Weissman

**HB19-1283** by Representative(s) Roberts; also Senator(s) Rodriguez--Concerning requiring insurers to disclose certain information concerning insurance policies, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Duran, Galindo, Gray, Hooton, Kraft-Tharp, McCluslan, Valdez A.

**HB19-1316** by Representative(s) Hansen and Landgraf, Arndt, Beckman, Buckner, Buentello, Caraveo, Carver, Duran, Geitner, Hooton, Larson, Liston, McKeen, Mullica, Pelton, Saine, Sandridge, Singer, Soper, Van Winkle, Will, Wilson; also Senator(s) Winter and Cooke--Concerning modernizing marriage laws related to minors, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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SB19-086 by Senator(s) Lee; also Representative(s) Bird--
Concerning updates to the laws governing business
entities, and, in connection therewith, making an
appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Co-sponsor(s) added: Representative(s) Buentello, Cutter, Hansen, Landgraf,
Sandridge, Snyder, Titone

SB19-162 by Senator(s) Coram, Danielson, Donovan, Sonnenberg;
also Representative(s) McCluskie--Concerning the
continuation of the river outfitter advisory committee, and,
in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Espar, Gray,
McLachlan, Roberts, Snyder

SB19-170 by Senator(s) Rodriguez and Tate, Court, Donovan,
Fenberg, Fields, Gonzales, Lundeen, Marble, Moreno,
Priola, Scott, Smallwood, Todd, Williams A.; also
Representative(s) Herod and Soper, Benavidez, Cutter,
Gonzales-Gutierrez, Hooton, McLachlan, Melton, Singer,
Weissman--Concerning an inquiry into a college
applicant's nonacademic conduct prior to admission.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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SB19-170 by Senator(s) Rodriguez and Tate, Court, Donovan,
Fenberg, Fields, Gonzales, Lundeen, Marble, Moreno,
Priola, Scott, Smallwood, Todd, Williams A.; also
Representative(s) Herod and Soper, Benavidez, Cutter,
Gonzales-Gutierrez, Hooton, McLachlan, Melton, Singer,
Weissman--Concerning an inquiry into a college
applicant's nonacademic conduct prior to admission.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Coleman, Duran, Esgar, Exum, Galindo, Gray, Hansen, Jackson, Kipp, Lontine, Michaelson Jenet, Mullica, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman, Will

SB19-185 by Senator(s) Fields and Lundeen; also Representative(s) Landgraf and Roberts--Concerning protections for minor human trafficking victims, and, in connection therewith, requiring a post-enactment review of the implementation of this act.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
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Co-sponsor(s) added: Representative(s) Arndt, Baisley, Bird, Buckner, Buentello, Caraveo, Carver, Catlin, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Geitner, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Neville, Pelton, Ransom, Saine, Sandridge, Singer, Sirota, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Will, Wilson

HB19-1203 by Representative(s) Mullica; also Senator(s) Todd--Concerning the creation of a grant program to increase the number of school nurses, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman

HB19-1315 by Representative(s) Gonzales-Gutierrez and Michaelson Jenet, Benavidez, Herod, Soper; also Senator(s) Gonzales--Concerning the admissibility of statements by a juvenile.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Hansen, Hooton, Jackson, Kennedy, Kraft-Tharp, Melton, Mullica, Sirota, Snyder, Sullivan, Valdez A., Weissman

Representative Garnett withdrew his motion to lay over HB19-1306

HB19-1306 by Representative(s) Esgar and Galindo; also Senator(s) Rodriguez--Concerning the monitoring of Colorado call center job losses.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>41</th>
<th>NO</th>
<th>23</th>
<th>EXCUSED</th>
<th>1</th>
<th>ABSENT</th>
<th>0</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt</td>
<td>Y</td>
<td>Exum</td>
<td>Y</td>
<td>Landgraf</td>
<td>N</td>
<td>Saine</td>
<td>N</td>
</tr>
<tr>
<td>Baisley</td>
<td>N</td>
<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>N</td>
<td>Sandridge</td>
<td>N</td>
</tr>
<tr>
<td>Beckman</td>
<td>N</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
<td>N</td>
<td>Singer</td>
<td>Y</td>
</tr>
<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
<td>N</td>
<td>Sirota</td>
<td>Y</td>
</tr>
</tbody>
</table>
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1006 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Rural Affairs and Agriculture Committee Report, dated March 18, 2019, page 1, line 3, after "23-31-310," insert "amend (8.5)(a); and".

Page 1 of the report, after line 15 insert:

"(8.5) Forest restoration and wildfire risk mitigation grant program cash fund. (a) There is hereby created in the state treasury the forest restoration and wildfire risk mitigation grant program cash fund. The department of higher education shall administer the fund, which consists of:

(I) All money transferred by the treasurer as specified in section 39-29-109.3 (2)(k) and subsection (8.7) of this section; and

(II) All money that was in the wildfire risk reduction fund created in section 36-7-405 prior to the repeal of that fund. As soon as possible after December 31, 2017, the state treasurer shall transfer the unencumbered fund balance of the wildfire risk reduction fund as of month-end close on December 31, 2017, to the forest restoration and wildfire risk mitigation grant program cash fund.

(III) Any other money appropriated or transferred to the fund by the general assembly."

Page 1 of the report, after line 22 insert:

"SECTION 2. In Colorado Revised Statutes, 23-3.3-103, add (4) as follows:
23-3.3-103. Annual appropriations. (4) The provisions of Subsection (1) of this section concerning appropriations for student financial assistance under this article 3.3 shall not apply to appropriations made to the forest restoration and wildfire risk mitigation grant program cash fund created in section 23-31-301 (8.5)(a)."

Page 1 of the report, line 23, strike "2." and substitute "3."

Page 1 of the report, line 24, strike "$3,000,000" and substitute "$1,000,000".

Page 2 of the report, line 7, strike "3." and substitute "4."

HB19-1223 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 25, after "(3)" insert "(a)"

Page 5, line 14, after "(3)" insert "(a)"

Page 5, after line 23 insert:

"(b) (I) For the 2019-20 fiscal year, notwithstanding the provisions of subsection (3)(a) of this section, the state department shall allocate money appropriated pursuant to subsection (7)(a) of this section to participating county departments with the highest need for assistance based on the number of Aid to the Needy Disabled Program participants and homeless persons in the county, as determined by the state department.

(II) This subsection (3)(b) is repealed, effective July 1, 2020."

Page 6, line 8, strike the first "FIVE YEARS" and substitute "ONE YEAR".

Page 6, line 21, after the first "THE" insert "JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY, THE".

Page 6, line 22, strike "REPRESENTATIVES" and substitute "REPRESENTATIVES,"

Page 7, strike lines 2 and 3 and substitute "STATE TREASURY. The fund consists of money deposited in the fund in accordance with subsection (6)(b) of this section.

(b) Any money appropriated from the General Fund to the state department for the 2020-21 fiscal year, and for each fiscal year thereafter, for grants for the Aid to the Needy Disabled Programs that is unexpended and unencumbered as of the close of the applicable fiscal year does not revert to the General Fund and shall be transferred by the State Treasurer and Controller to the Fund created in subsection (6)(a) of this section."
Reletter succeeding subsections accordingly.

Page 7, after line 9 insert:
"(7) (a) For the 2019-20 fiscal year, the general assembly shall appropriate one million four hundred fifty thousand dollars from the marijuana tax cash fund, created in section 39-28.8-501, to the state department for the purposes described in subsection (3)(b) of this section and for the direct and indirect costs associated with administering and evaluating the program.

(b) For any fiscal year in which the money in the fund is insufficient, the general assembly shall appropriate money from the general fund to the state department for the purposes described in this section.

SECTION 2. In Colorado Revised Statutes, 39-28.8-501, add (2)(b)(IV)(P) as follows:

39-28.8-501. Marijuana tax cash fund - creation - distribution - legislative declaration. (2) (b) (IV) Subject to the limitation in subsection (5) of this section, the general assembly may annually appropriate any money in the fund for any fiscal year following the fiscal year in which it was received by the state for the following purposes:

(P) For the disability benefits application assistance program created in section 26-2-119.7. This subsection (2)(b)(IV)(P) is repealed, effective July 1, 2020."

Renumber succeeding section accordingly.

Page 7, before line 10 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $1,450,000 is appropriated to the department of human services. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501, C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $157,990 for administration related to adult assistance programs, which amount is based on an assumption that the department will require an additional 0.8 FTE; and

(b) $1,292,010 for disability benefit application assistance program funding distributed to counties."

Renumber succeeding section accordingly.

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

HB19-1226 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 26, after line 10, insert:

"SECTION 17. Appropriation. (1) For the 2019-20 state fiscal year, $440,493 is appropriated to the judicial department. This
appropriation is from the general fund. To implement this act, this
appropriation may be used as follows:

(a) $330,253 for general courts administration, which amount is
based on an assumption that the department will require an additional 3.7
FTE; and

(b) $110,240 for information technology infrastructure.

(2) For the 2019-20 state fiscal year, $39,813 is appropriated to the
department of public safety for use by the division of criminal justice.
This appropriation is from the general fund and is based on an assumption
that the division will require an addition 0.3 FTE. To implement this act,
the division may use this appropriation for DCJ administrative services.

Renumber succeeding section accordingly.

Page 1, line 109, strike "AND".

Page 1, line 110, strike "STATE." and substitute "STATE; AND MAKING AN
APPROPRIATION."

HB19-1278 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend the State, Veterans, & Military Affairs Committee Report, dated
April 2, 2019, page 5, strike lines 20 and 21 and substitute:

"Page 32 of the printed bill, line 14, strike "SEVEN" and substitute
"TWELVE".".

Page 7 of the report, strike lines 21 and 22 and substitute "2019, AS
provided in this section. The reimbursements shall be made as
grants subject to requirements prescribed by the Secretary of
State.".

Page 7 of the report, lines 26 and 27, strike "FUND OR THE DEPARTMENT
OF STATE CASH FUND." and substitute "FUND.".

Page 7 of the report, after line 27 insert:

"(3) (a) For the 2019-20 fiscal year, the Secretary of State
may expend three hundred fifty thousand dollars from the
federal elections assistance fund created in section 1-1.5-106
(1)(a) for the purpose of providing grants to counties to
reimburse the counties in accordance with subsection (1) of this
section for the costs associated with establishing new drop
boxes and for other equipment consistent with federal law and
grant requirements.

(b) For the 2019-20 fiscal year, the General Assembly
shall transfer the balance of the money necessary to make the
payments required by subsection (1) of this section from the
general fund to the fund.".

Page 7 of the report, line 28, strike "(3)" and substitute "(4)".
Page 7 of the report, line 31, strike "(4)" and substitute "(5)".

Page 8 of the report, line 1, strike "(5)" and substitute "(6)".

Page 8 of the report, line 4, strike "(6)" and substitute "(7)".

Page 8, line 16, strike "school;" and substitute:

"school;

SECTION 56. Appropriation. (1) For the 2019-20 state fiscal year, $2,096,000 is appropriated to the local elections assistance cash fund created in section 24-21-104.9 (2), C.R.S. This appropriation is from the general fund. The department of state is responsible for the accounting related to this appropriation.

(2) For the 2019-20 state fiscal year, $50,945 is appropriated to the department of state for use by the elections division. This appropriation consists of $22,590 from the general fund and $28,355 from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) $22,590 from general fund for local election reimbursement; and

(b) $28,355 from department of state cash fund for operating expenses.

(3) For the 2019-20 state fiscal year, $175,798 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) $148,400 for personal services; and

(b) $27,398 for hardware and software maintenance.

(4) For the 2019-20 state fiscal year, $2,790 is appropriated to the department of personnel for use by the division of central services. This appropriation is from the general fund. To implement this act, the division may use this appropriation for the address confidentiality program.

Page 8, after line 17 insert:

"Page 1 of the printed bill, line 102, strike "1992" and substitute "1992", AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1294 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, after line 19 insert:

"SECTION 2. In Colorado Revised Statutes, 23-3.3-103, add (4) as follows:

23-3.3-103. Annual appropriations - repeal. (4) (a) The provisions of subsection (1) of this section concerning appropriations for student financial assistance under this
ARTICLE 3.3 SHALL NOT APPLY TO APPROPRIATIONS MADE FOR THE
PURPOSE OF THE WORKING GROUP FOR THE TRANSFER OF APPRENTICESHIP
CREDIT TO COLLEGE CREDIT PURSUANT TO PART 11 OF ARTICLE 60 OF THIS
TITLE 23.
(b) This subsection (4) is repealed, effective July 1, 2020.

SECTION 3. In Colorado Revised Statutes, 23-18-308, amend
(1)(b) and (1)(c); and add (1)(d) as follows:

23-18-308. Fee-for-service contracts - limited purpose - repeal.
(1) Subject to available appropriations, the department shall enter into
fee-for-service contracts for the following purposes:
(b) The inclusive higher education pilot program pursuant to
section 23-75-104; and
(c) Cybersecurity and distributed ledger technologies, such as
blockchains, as set forth in sections 24-33.5-1904 and 24-33.5-1905; AND
(d) (I) The working group for the transfer of
apprenticeship credit to college credit pursuant to part 11 of
article 60 of this title 23.
(II) This subsection (1)(d) is repealed, effective July 1,
2020."

Renumber succeeding section accordingly.

Page 4, before line 20 insert:

"SECTION 2. Appropriation. (1) For the 2019-20 state fiscal
year, $15,000 is appropriated to the department of higher education. This
appropriation is from the general fund. To implement this act, the
department may use this appropriation for the college opportunity fund
program to be used for limited purpose fee-for-service contracts with
state institutions.
(2) For the 2019-20 state fiscal year, $15,000 is appropriated to
the department of higher education. This appropriation is from
reappropriated funds received from the limited purpose fee-for-service
contracts with state institutions under subsection (1) of this section. To
implement this act, the department may use this appropriation for the state
board for community colleges and occupational education state system
community colleges.".

Renumber succeeding section accordingly.

Page 1, line 106, strike "CREDIT." and substitute "CREDIT, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION."

HB19-1300 be referred to the Committee of the Whole with favorable
recommendation.

HB19-1302 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend the Finance Committee Report, dated April 15, 2019, page 1,
strike line 3 and substitute:
"Page 6 of the bill, strike lines 1 through 17 and substitute:

**SECTION 2. Appropriation.** (1) For the 2019-20 state fiscal year, $857,783 is appropriated to the department of health care policy and financing. This appropriation is from the breast and cervical cancer prevention and treatment fund created in section 25.5-5-308 (8)(a)(I), C.R.S. To implement this act, the department may use this appropriation as follows:

<table>
<thead>
<tr>
<th>Executive director's office, general administration</th>
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</thead>
<tbody>
<tr>
<td>Personal services</td>
<td>$26,401</td>
</tr>
<tr>
<td>Health, life, and dental</td>
<td>$3,039</td>
</tr>
<tr>
<td>Short-term disability</td>
<td>$38</td>
</tr>
<tr>
<td>S.B. 04-257 Amortization equalization disbursement</td>
<td>$1,150</td>
</tr>
<tr>
<td>S.B. 06-235 Supplemental amortization equalization disbursement</td>
<td>$1,150</td>
</tr>
</tbody>
</table>

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<tr>
<th>Medical services premiums</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Medical and long-term care services for Medicaid eligible individuals</td>
<td>$798,986</td>
</tr>
</tbody>
</table>

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<tr>
<th>Behavioral health community programs</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Behavioral health capitation payments</td>
<td>$15,431</td>
</tr>
<tr>
<td>Behavioral health fee-for-service payments</td>
<td>$245</td>
</tr>
</tbody>
</table>

(2) For the 2019-20 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive $1,567,238 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

<table>
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<td>Behavioral health fee-for-service payments</td>
<td>$245</td>
</tr>
</tbody>
</table>
CORE operations  $98

**Medical services premiums**
Medical and long-term care services for Medicaid eligible individuals  $1,495,004

**Behavioral health community programs**
Behavioral health capitation payments  $28,658
Behavioral health fee-for-service payments  $455.

Page 1 of the committee report, strike line 7 and substitute "AND TREATMENT PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1309  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 22, before line 23 insert:

"SECTION 9. Appropriation. (1) For the 2019-20 state fiscal year, $22,073 is appropriated to the department of law. This appropriation is from cash funds received from the department of local affairs and is based on an assumption that the department of law will require an additional 0.1 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of local affairs.

(2) For the 2019-20 state fiscal year, $130,065 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from cash funds received from the department of local affairs. To implement this act, the office may use this appropriation to provide information technology services for the department of local affairs."

Renumber succeeding section accordingly.

Page 1, line 105, strike "AND".

HB19-1318  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the State, Veterans, and Military Affairs Committee Report, dated April 16, 2019, page 1, strike line 2 and substitute:

"SECTION 6. Appropriation. For the 2019-20 state fiscal year, $42,650 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation for personal services."
SECTION 7. Act subject to petition - effective date -".

Page 1 of the report, after line 16 insert:
"Page 1 of printed bill, line 103, strike "CONSTITUTION." and substitute "CONSTITUTION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

SB19-054 be referred to the Committee of the Whole with favorable recommendation.

SB19-133 be referred to the Committee of the Whole with favorable recommendation.

SB19-137 be referred to the Committee of the Whole with favorable recommendation.

SB19-154 be referred to the Committee of the Whole with favorable recommendation.

SB19-164 be referred to the Committee of the Whole with favorable recommendation.

SB19-166 be referred to the Committee of the Whole with favorable recommendation.

SB19-167 be referred to the Committee of the Whole with favorable recommendation.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

SB19-202 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, line 4, strike "disabilities." and substitute "a disability. (1)".

Page 2, line 5, strike "VOTERS" and substitute "A VOTER".

Page 2, line 6, strike "DISABILITIES" and substitute "A DISABILITY" and after "INDEPENDENTLY" insert "AND PRIVATELY".
Page 2, lines 8 and 9, strike "NONVISUAL ACCESS OR LOW VISION ACCESS TECHNOLOGY WHETHER THE VOTER IS VOTING" and substitute "NONVISUAL ACCESS, LOW-VISION ACCESS, OR OTHER ASSISTIVE TECHNOLOGY IN ORDER FOR THE VOTER TO VOTE".

Page 2, line 10, strike "TITLE 1 OR VOTING AT A POLLING LOCATION." and substitute "TITLE 1."

Page 2, after line 13 insert:

"(2) (a) A VOTER WITH A DISABILITY WHO REQUESTS THAT A BALLOT AND BALLOTTING MATERIALS BE SENT TO THE VOTER BY ELECTRONIC TRANSMISSION MAY CHOOSE ELECTRONIC MAIL DELIVERY OR, IF OFFERED BY THE VOTER’S JURISDICTION, OTHER ELECTRONIC DELIVERY MEANS. THE DESIGNATED ELECTION OFFICIAL IN EACH JURISDICTION CHARGED WITH DISTRIBUTING A BALLOT AND BALLOTTING MATERIALS SHALL TRANSMIT THE BALLOT AND BALLOTTING MATERIALS TO THE VOTER USING THE MEANS OF TRANSMISSION CHOSEN BY THE VOTER.

(b) IF A BALLOT APPLICATION FROM A VOTER WITH A DISABILITY ARRIVES AFTER THE JURISDICTION BEGINS TRANSMITTING BALLOTS AND BALLOTTING MATERIALS TO VOTERS, THE OFFICIAL CHARGED WITH DISTRIBUTING A BALLOT AND BALLOTTING MATERIALS SHALL TRANSMIT THEM TO THE VOTER WITHIN SEVENTY-TWO HOURS AFTER THE RECEIPT OF THE APPLICATION.

(c) A VOTER WITH A DISABILITY WHO RECEIVES A BALLOT PURSUANT TO THIS SUBSECTION (2) MUST PRINT THE BALLOT SENT BY ELECTRONIC TRANSMISSION AND SUCH BALLOT MUST BE RECEIVED BY THE ELECTION OFFICIAL IN THE APPLICABLE JURISDICTION BEFORE THE CLOSE OF POLLS ON THE DAY OF THE ELECTION.".

SB19-229 be referred to the Committee of the Whole with favorable recommendation.

SB19-230 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1006, 1223, 1294, 1300, 1226, 1302, 1318, 1245, 1319, 1309, 1176, SB19-054, 133, 137, 154, 164, 166, 167, HB19-1278 were made Special Orders on April 19, 2019, at 10:15 a.m.

The hour of 10:15 a.m., having arrived, on motion of Representative Bird, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to act as Chair.
SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1006 by Representative(s) McLachlan and Carver; also Senator(s) Fields--Concerning measures to mitigate the effects of wildfires within wildland-urban interface areas, and, in connection therewith, creating a state grant program to promote forest management fuels reduction projects in such areas.

Amendment No. 1, Rural Affairs & Agriculture Report, dated March 18, 2019, and placed in member's bill file; Report also printed in House Journal, March 19, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1223 by Representative(s) Michaelson Jenet and Larson, Landgraf; also Senator(s) Winter--Concerning application assistance for persons seeking federal disability benefits.

Amendment No. 1, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1294 by Representative(s) Benavidez and Jaquez Lewis; also Senator(s) Story--Concerning a requirement that the chief administrative officer of the Colorado community college system create a working group to determine the best manner in which to facilitate the transfer of earned construction industry registered apprenticeship program credit to college credit.

Amendment No. 1, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1300 by Representative(s) Gray and Landgraf; also Senator(s) Cooke and Pettersen--Concerning vehicle identification number inspections performed by a peace officer certified to perform the inspection.

Amendment No. 1, Transportation & Local Government Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1226 by Representative(s) Herod and Soper; also Senator(s) Lee--Concerning changes to release on bond, and, in connection therewith, the development of a pretrial screening process and administrative order for release without any monetary conditions; creating a presumption of release with the least restrictive conditions and without monetary conditions; specifying the information the court considers when making determinations about type of bond and conditions of release; and a requirement for pretrial services programs throughout the state.

Amendment No. 1, Judiciary Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

Amendment No. 3, by Representative(s) Herod.

Amend the Judiciary Committee Report, dated April 9, 2019, page 2, line 3, strike "OFFICER." and substitute "OFFICER.

(5) THIS SECTION DOES NOT CHANGE THE MANDATORY REQUIREMENTS OF SECTION 18-1-1001(5) REGARDING THE ISSUANCE OF PROTECTION ORDERS.".

Page 2 of the committee report, after line 3 insert:

"Page 7, line 27, strike "AT" and substitute "BEGINNING JULY 1, 2020, AT".

Page 5 of the committee report, strike lines 14 through 25 and substitute "AND SUPERVISION. IF A COUNTY IS UNABLE TO OPERATE A PRETRIAL SERVICES PROGRAM AS REQUIRED BY SECTION 16-4-106 (1), THE COUNTY SHALL SUBMIT TO THE STATE COURT ADMINISTRATOR, ON OR BEFORE DECEMBER 31, 2019, A STATEMENT OF INABILITY TO COMPLY, WHICH MUST OUTLINE, IN DETAIL, THE REASONS WHY THE COUNTY IS UNABLE TO PROVIDE A PRETRIAL SERVICES PROGRAM DESPITE A POTENTIAL MONETARY ALLOCATION FROM THE PRETRIAL SERVICES CASH FUND. THE STATEMENT OF INABILITY TO COMPLY MUST DESCRIBE WHAT NECESSARY RESOURCES ARE UNAVAILABLE THAT PREVENT THE ESTABLISHMENT OF A PRETRIAL SERVICES PROGRAM IN THAT COUNTY, WHICH MAY INCLUDE, BUT ARE NOT LIMITED TO, THE NECESSARY AMOUNT OF FUNDING, THE LACK OF..."
NECESSARY INFRASTRUCTURE, OR THE LACK OF PERSONNEL OR PROGRAM SERVICES WITHIN THAT COMMUNITY. THE STATEMENT MUST ALSO INCLUDE A DESCRIPTION OF WHAT CHANGES IN LAW OR OPERATION OR IN THE ALLOCATION OF RESOURCES WOULD ALLOW THE COUNTY TO ESTABLISH A PRETRIAL SERVICES PROGRAM.".".

Page 6 of the committee report, lines 3 and 4, strike "EVALUATED, DEVELOPED," and substitute "EVALUATED".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1302 by Representative(s) Michaelson Jenet and Buckner, Caraveo, Coleman, Duran, Esgar, Galindo, Gray, Hooton, Jaquez Lewis, Kipp, Landgraf, McCluskie, McLachlan, Roberts, Singer, Titone, Valdez A.; also Senator(s) Winter, Coram, Gonzales, Hisey, Rodriguez, Todd, Williams A.-- Concerning the treatment of cancer, and, in connection therewith, continuing the breast and cervical cancer prevention and treatment program, creating the underinsured breast and cervical cancer treatment program, and increasing the surcharge associated with the purchase of a breast cancer awareness license plate.

Amendment No. 1, Finance Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1318 by Representative(s) Weissman, Kennedy; also Senator(s) Bridges and Foote--Concerning increased transparency of money in elections consistent with the first amendment to the United States constitution.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1245 by Representative(s) Weissman; also Senator(s) Gonzales and Foote--Concerning an increase in affordable housing funding from increased state sales tax revenue that results from a modification to the state sales tax vendor fee, and, in connection therewith, enacting the "Affordable Housing Act of 2019" and making an appropriation.
Amendment No. 1, Finance Report, dated April 1, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.

Amendment No. 2, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1319 by Representative(s) Bird and McKean; also Senator(s) Winter and Hisey--Concerning incentives to assist land developers in providing affordable housing statewide, and, in connection therewith, supplementing the centralized inventory of state-owned real property to assist the public in identifying nondeveloped land owned by the state that could be developed for affordable housing purposes and making modifications to the administration of an existing property tax exemption that applies to certain affordable housing developments.

Amendment No. 1, Finance Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1309 by Representative(s) Hooton and McCluskie; also Senator(s) Fenberg--Concerning the regulation of mobile home parks, and, in connection therewith, granting counties the power to enact ordinances for mobile home parks, extending the time to move or sell a mobile home after eviction proceedings, and creating the "Mobile Home Park Dispute Resolution and Enforcement Program".

Amendment No. 1, Transportation & Local Government Report, dated April 10, 2019, and placed in member's bill file; Report also printed in House Journal, April 11, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

Amendment No. 3, by Representative(s) Hooton.

Amend the Transportation and Local Government Committee Report, dated April 10, 2019, page 1, lines 16 and 17, strike "any total amount declared by the court to be due to the landlord, as well as" and substitute "any total amount declared by the court to be due to the landlord, as well as".

Page 1 of the report, line 18, after "following the" insert "EXPIRATION OF THE INITIAL THIRTY-DAY PERIOD AFTER THE".

Page 2 of the report, line 2, strike "ALTERNATIVELY, IF A HOME" and substitute "THIS SECTION DOES NOT PRECLUDE EARLIER".".
Page 2 of the report, strike lines 3 through 7.

Page 2 of the report, lines 14 and 15, strike "any total amount declared by the court to be due to the landlord, as well as" and substitute "any total amount declared by the court to be due to the landlord, as well as".

Page 2 of the report, line 15, after "following the" insert "EXPIRATION OF THE INITIAL THIRTY-DAY PERIOD AFTER THE".

Page 2 of the report, line 16, strike "premises," and substitute "premises,".

Page 2 of the report, strike lines 17 through 21.

Page 3 of the report, after line 9 insert:

"Page 1 of the printed bill, line 105, after "PARK" insert "ACT".".

Amendment No. 4, by Representative(s) Hooton.

Amend printed bill, page 5, after line 20 insert:

"SECTION 4. In Colorado Revised Statutes, add part 11 to article 15 of title 31 as follows:

"PART 11

31-15-1101. Mobile home parks - definition. (1) The governing body of any municipality has the power to adopt, administer, and enforce ordinances and resolutions to provide for the safe and equitable operation of mobile home parks throughout the municipality. These ordinances and resolutions may be enacted within the scope of the "Mobile Home Park Act", part 2 of article 12 of title 38, and further as the municipality deems necessary to protect home owners' equity in the safe use and enjoyment of the mobile homes and mobile home lots, including but not limited to the imposition of penalties or adoption of a local registration system.

(2) Except as provided in subsection (3) of this section, an ordinance or resolution enacted by a municipality's governing body is only enforceable within the municipality.

(3) One or more contiguous counties and any municipality or town within each county may enter into intergovernmental agreements to extend the applicability of any ordinance or resolution adopted under this section to and throughout any participating county, municipality, or town.

(4) For purposes of this part 11, "home owner", "landlord", "mobile home", "mobile home lot", and "mobile home park" have the same meaning as they are defined in section 38-12-201.5.".

Renumber succeeding sections accordingly.

Amendment No. 5, by Representative(s) Hooton.

Amend printed bill, page 12, line 24, strike "AND".

Page 12, line 25, after "COMMITTEE," insert "AND TO THE DEPARTMENT OF REGULATORY AGENCIES,".
Amendment No. 6, by Representative(s) Hooton.

Amend printed bill, page 13, line 27, strike "TEN" and substitute "FOURTEEN" and strike "SUBPOENAS." and substitute "SUBPOENAS BY CERTIFIED MAIL.".

Amendment No. 7, by Representative(s) Hooton.

Amend printed bill, page 15, line 15, after "DELAY" insert "OR DISMISS".

Amendment No. 8, by Representative(s) Hooton.

Amend printed bill, page 8, line 21, after "REMOVAL" insert "BY LAW ENFORCEMENT OFFICERS".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1278 by Representative(s) Lontine; also Senator(s) Fenberg--Concerning modifications to miscellaneous provisions of the "Uniform Election Code of 1992".

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 2, 2019, and placed in member's bill file; Report also printed in House Journal, April 3, 2019.

Amendment No. 2, Appropriations Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

Amendment No. 3, by Representative(s) Lontine.

Amend the State, Veterans, & Military Affairs Committee Report, dated April 2, 2019, page 5, after line 25 insert:

"Page 36 of the printed bill, before line 19 insert:

"SECTION 31. In Colorado Revised Statutes, 1-7-110, add (5) as follows:

1-7-110. Preparing to vote in person. (5) An eligible elector who does not reside within the county but wishes to vote at a polling location is entitled to receive a mail ballot or replacement mail ballot that contains the names of candidates for statewide federal and state offices and statewide ballot issues and ballot questions. The secretary of state shall certify the content of the ballot to the county clerk and recorder."

Renumber succeeding sections accordingly.".

Page 7 of the report, strike lines 2 through 11 and substitute:

"Page 49 of the bill, strike lines 25 through 27.

Page 50 of the bill, strike lines 1 through 24.".
Amendment No. 4, by Representative(s) Lontine.

Amend the State, Veterans, & Military Affairs Committee Report, dated April 2, 2019, page 5, strike line 11 and substitute "SECTION.

(III) A COUNTY CLERK AND RECORDER SHALL CONFER WITH A STATE INSTITUTION OF HIGHER EDUCATION ABOUT THE LOCATION FOR A VOTER SERVICE AND POLLING CENTER DESIGNATED ON A CAMPUS."

Amendment No. 5, by Representative(s) Lontine.

Amend the State, Veterans, & Military Affairs Committee Report, dated April 2, 2019, page 2, strike 23 and substitute:

"Page 5 of the printed bill, strike lines 1 through 15 and substitute:

"States; I have been a resident of the state of Colorado for at least twenty-two days immediately prior to BEFORE an election in which I intend to vote IN; and I am at least sixteen years old; and I understand that I must be AT LEAST SEVENTEEN AND TURNING EIGHTEEN ON OR BEFORE THE DATE OF THE NEXT GENERAL ELECTION TO BE ELIGIBLE TO VOTE IN A PRIMARY ELECTION, AND AT LEAST eighteen years old to be eligible to vote IN ANY OTHER ELECTION. I further affirm that my present address as stated herein is my sole legal place of residence that I claim no other place as my legal residence, and that I understand that I am committing a felony if I knowingly give false information regarding my place of present residence. I certify under penalty of perjury that I meet the registration or preregistration qualifications of this state; that the information I have provided on this application is true to the best of my knowledge and belief; and that I have not, nor will I, cast more than one ballot in any election."

Amendment No. 6, by Representative(s) Lontine.

Amend the State, Veterans, & Military Affairs Committee Report, dated April 2, 2019, page 5, strike lines 14 through 19 and substitute:

"Page 30 of the printed bill, strike lines 22 through 27 and substitute:

"(a) IN A COUNTY DESCRIBED IN SECTION 1-5-102.9 (1)(a)(I) OR (1)(a)(II):

(I) DURING THE PERIOD FROM THE FIFTEENTH DAY BEFORE THE ELECTION TO THE DAY BEFORE THE ELECTION, VOTER SERVICE AND POLLING CENTERS MUST BE OPEN CONTINUOUSLY AT LEAST FROM 8 A.M. TO 5 P.M.; EXCEPT THAT VOTER SERVICE AND POLLING CENTERS ARE NOT REQUIRED TO BE OPEN ON SUNDAYS OR ON THE FIRST SATURDAY OF THIS PERIOD.

(II) ON ELECTION DAY, VOTER SERVICE AND POLLING CENTERS MUST BE OPEN CONTINUOUSLY FROM 6 A.M. TO 8 P.M.

(b) IN ALL OTHER COUNTIES:

(I) DURING THE PERIOD FROM THE FIFTEENTH DAY BEFORE THE ELECTION TO THE DAY BEFORE THE ELECTION, VOTER SERVICE AND POLLING CENTERS MUST BE OPEN DURING THE NORMAL BUSINESS HOURS FOR THE COUNTY; EXCEPT THAT VOTER SERVICE AND POLLING CENTERS ARE NOT REQUIRED TO BE OPEN ON SUNDAYS OR ON THE FIRST SATURDAY OF THIS PERIOD, AND MUST BE OPEN FOR AT LEAST FOUR HOURS CONTINUOUSLY ON THE SECOND SATURDAY OF THIS PERIOD."
(II) On election day, voter service and polling centers must be open continuously from 6 a.m. to 8 p.m.".

Page 31 of the bill, strike lines 1 through 3.

Amendment No. 7, by Representative(s) Lontine.

Amend printed bill, page 26, line 16, strike "and (5)" and substitute "(5), and (6)".

Page 33, after line 12 insert:

"(6) A county clerk and recorder may apply to the secretary of state for a waiver of any of the requirements of subsection (5) of this section for the 2020 general election no later than one hundred twenty days prior to the election. In determining whether to grant or deny a waiver request, the secretary of state may consider the following:

(a) The number and location of drop boxes that will be provided by the county in the election;
(b) The number and location of drop-off locations that will be provided by the county in the election; and
(c) Whether the county clerk and recorder made reasonable attempts to meet the requirements of this section."

Amendment No. 8, by Representative(s) Lontine.

Amend printed bill, page 26, line 16, after "(1)(b.5)," insert "(1)(b.7),".

Page 29, before line 10 insert:

"(b.7) For a general election, at the request of the tribal council of an Indian tribe located on a federal reservation whose headquarters are within the county’s boundaries, a county clerk and recorder shall designate a voter service and polling center within the boundaries of the reservation on the day before election day and on election day. A request under this subsection (1)(b.7) must be made no later than one hundred eighty days before the date of the election.".

Amendment No. 9, by Representative(s) Lontine.

Amend printed bill, page 33, after line 8 insert:

"(e) For a general election, in addition to the requirements of subsection (5)(a) of this section, at the request of the tribal council of an Indian tribe located on a federal reservation whose headquarters are within the county’s boundaries, a county shall establish a drop-off location within the boundaries of the reservation. The drop-off location must accept ballots for the fifteen-day period prior to and including the day of the election.".

Reletter succeeding paragraph accordingly.
Amendment No. 10, by Representative(s) Lontine.

Amend printed bill, page 29, line 25, after the period add "THE
APPROPRIATE AUTHORITY FOR THE BUILDING MAY CHARGE THE CLERK AND
RECORER A REASONABLE RENTAL FEE NOT TO EXCEED THE USUAL
RENTAL RATE FOR THE BUILDING."

Amendment No. 11, by Representative(s) Lontine.

Amend printed bill, page 28, lines 25 and 26, strike "STUDENTS ON
JANUARY 1 OF THE YEAR IN WHICH THE ELECTION IS HELD;" and substitute
"STUDENTS;".

Amendment No. 11, by Representative(s) Lontine.

Page 29, lines 2 and 3, strike "STUDENTS ON JANUARY 1 OF THE YEAR IN
WHICH THE ELECTION IS HELD." and substitute "STUDENTS;".

Page 29, after line 9 insert:

"(III) AS USED IN THIS SUBSECTION (1)(b.5), THE NUMBER OF
ENROLLED STUDENTS AT A CAMPUS IS THE HIGHEST NUMBER OF ALL
FULL-TIME, PART-TIME, GRADUATE, AND UNDERGRADUATE STUDENTS, NOT
INCLUDING STUDENTS SOLELY REGISTERED FOR ONLINE COURSES AND
CONCURRENT ENROLLMENT STUDENTS, DURING THE FALL SEMESTER OF
THE YEAR OF THE PREVIOUS GENERAL ELECTION ACCORDING TO DATA
COLLECTED BY THE DEPARTMENT OF HIGHER EDUCATION. THE
DEPARTMENT OF HIGHER EDUCATION SHALL PROVIDE THE DATA TO THE
SECRETARY OF STATE ON OR BEFORE DECEMBER 1 OF EACH GENERAL
ELECTION YEAR; EXCEPT THAT, THE DEPARTMENT OF HIGHER EDUCATION
SHALL PROVIDE THE DATA FOR THE FALL SEMESTER OF 2018 TO THE
SECRETARY OF STATE ON OR BEFORE OCTOBER 1, 2019. THE SECRETARY
OF STATE SHALL DETERMINE FROM THE DATA WHICH CAMPUSES MEET THE
ENROLLMENT THRESHOLDS FOR THE NEXT GENERAL ELECTION.

(IV) AS USED IN THIS SUBSECTION (1)(b.5), "CAMPUS" MEANS ANY
COLLECTION OF BUILDINGS AND SURROUNDING GROUNDS OWNED OR USED
BY A STATE INSTITUTION OF HIGHER EDUCATION TO REGULARLY PROVIDE
STUDENTS WITH EDUCATION, HOUSING, OR COLLEGE ACTIVITIES. IF ONE OR
MORE STATE INSTITUTIONS OF HIGHER EDUCATION SHARE BUILDINGS OR
GROUNDS, OR IF THE CAMPUSES OF ONE OR MORE STATE INSTITUTIONS OF
HIGHER EDUCATION ARE ADJACENT OR OTHERWISE CONNECTED, THE
SHARED OR CONNECTED BUILDINGS AND GROUNDS CONSTITUTE A SINGLE
CAMPUSS FOR THE PURPOSES OF THIS SUBSECTION (1)(b.5)."

Page 33, lines 1 and 2, strike "ON JANUARY 1 OF THE YEAR IN WHICH AN
ELECTION IS HELD." and substitute "AS DETERMINED IN ACCORDANCE WITH
SUBSECTION (1)(b.5)(III) OF THIS SECTION.".

Page 43, lines 18 and 19, strike "ON JANUARY 1 OF THE YEAR IN WHICH
THE ELECTION IS HELD." and substitute "AS DETERMINED IN ACCORDANCE
WITH SECTION 1-5-102.9 (1)(b.5)(III).".

Page 44, lines 21 and 22, strike "ON JANUARY 1 OF THE YEAR IN WHICH
THE ELECTION IS HELD." and substitute "AS DETERMINED IN ACCORDANCE
WITH SECTION 1-5-102.9 (1)(b.5)(III).".
Amendment No. 12, by Representative(s) Lontine.

Amend printed bill, page 29, line 24, after "CENTER" insert "OR DROP BOX SITE".

Amendment No. 13, by Representative(s) Lontine.

Amend printed bill, page 5, after line 15 insert:

"SECTION 7. In Colorado Revised Statutes, 1-2-301, add (6) as follows:

1-2-301. Centralized statewide registration system - secretary of state to maintain computerized statewide voter registration list - county computer records - agreement to match information - definition. (6) BY JULY 1, 2021, THE DEPARTMENT OF STATE SHALL, IN CONSULTATION WITH COUNTY CLERK AND RECORDERS, FURTHER DEVELOP THE STATEWIDE VOTER REGISTRATION DATABASE TO MINIMIZE WAIT TIMES AT POLLING LOCATIONS. SPECIFICALLY, THE DEPARTMENT OF STATE SHALL DEVELOP THE DATABASE TO:

(a) STREAMLINE THE VOTER CHECK-IN PROCESS; AND

(b) PROVIDE A SIMPLE AND INTUITIVE USER INTERFACE FOR ELECTION JUDGES AT VOTER SERVICE AND POLLING CENTERS."

Renumber succeeding sections accordingly.

Amendment No. 14, by Representative(s) Lontine.

Amend printed bill, page 27, line 8, strike "twenty-five thousand" and substitute "twenty-five THIRTY-SEVEN thousand FIVE HUNDRED".

Page 27, line 24, strike "twenty-five thousand" and substitute "twenty-five THIRTY-SEVEN thousand FIVE HUNDRED".

Page 32, line 16, strike "TWENTY-FIVE THOUSAND" and substitute "THIRTY-SEVEN THOUSAND FIVE HUNDRED".

Page 32, line 20, strike "TWENTY-FIVE THOUSAND" and substitute "THIRTY-SEVEN THOUSAND FIVE HUNDRED".

Amendment No. 15, by Representative(s) Lontine.

Amend printed bill, page 38, strike lines 5 through 11.

Renumber succeeding sections accordingly.

Page 45, line 3, strike "(2)(a); and add (1.5) and (7)" and substitute "(2)(a)"

Page 45, line 4, "strike ",(1.5) (a) IF AN".

Page 45, strike lines 5 through 27.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Liston moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Liston amendment, to HB 19-1245, to show that said amendment passed, and that HB 19-1245, as amended, passed.

Strike the Appropriations Committee Report, dated April 16, 2019, and substitute "Strike the Finance Committee Report, dated April 1, 2019, and substitute "Page 2 of the printed bill, strike lines 2 through 9.

Strike pages 3 through 9 of the bill.

Page 10 of the bill, strike lines 1 through 6 and substitute:

"SECTION 1. In Colorado Revised Statutes, add 39-26-105.1 as follows:

39-26-105.1 Legislative interim committee on the sales tax vendor fee and affordable housing - creation - definitions. (1) NOTWITHSTANDING THE PROVISIONS OF SECTION 2-3-303.3, THERE IS HEREBY CREATED THE LEGISLATIVE INTERIM COMMITTEE ON THE SALES TAX VENDOR FEE AND AFFORDABLE HOUSING, REFERRED TO IN THIS SECTION AS THE "INTERIM COMMITTEE". THE INTERIM COMMITTEE SHALL STUDY:

(a) THE ADEQUACY OF THE CURRENT VENDOR FEE AND WHETHER IT CAN BE REDUCED WITHOUT CAUSING A RETAILER TO INCUR OUT-OF-POCKET EXPENSES FOR COLLECTING SALES TAX ON BEHALF OF THE STATE; AND

(b) IF THE VENDOR FEE CAN BE REDUCED, THE BEST METHOD TO USE THE ADDITIONAL STATE SALES TAX REVENUE TO INCREASE AFFORDABLE HOUSING FUNDING IN THE STATE.

(3) As used in this section, "Vendor Fee" means the amount of sales tax that a retailer is permitted to retain under Section 39-26-105 to cover the retailer's expense in the collection and remittance of the tax."

Renumber succeeding section accordingly.".".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1245, to show that said amendment passed, and that HB 19-1245, as amended, passed.

Amend printed bill, page 6, line 2, after "(1)(d)" add "(6)"

"(6) notwithstanding any other provision of this article 26, a retailer is not required to collect and remit state sales tax for any sales in a month once the retailer has reached the Vendor Fee Cap of one thousand dollars for that month.".

The amendment was declared lost by the following roll call vote:

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Representative Van Winkle moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting HB 19-1245 to show that HB 19-1245 lost.

The amendment was declared lost by the following roll call vote:

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Speaker E

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ADOPPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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Speaker E
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<td>Esgar</td>
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<td>Kraft-Tharp</td>
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**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 22, retaining place on Calendar:

3. Consideration of Conference Committee Report(s)--SB19-090.
4. Consideration of Resolution(s)--HR19-1006, SJR19-009.
5. Consideration of Senate Amendment(s)--HB19-1118, 1004, 1039, 1127, 1211.

House in recess. House reconvened.

**MESSAGE(S) FROM THE SENATE**

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

- SB19-165 Amended in General Orders as printed in Senate Journal, April 18, 2019.
- SB19-205 Amended in General Orders as printed in Senate Journal, April 18, 2019.
- SB19-216 Amended in General Orders as printed in Senate Journal, April 18, 2019.
- HB19-1031 Amended in General Orders as printed in Senate Journal, April 18, 2019.
- HB19-1095 Amended in General Orders as printed in Senate Journal, April 18, 2019.
The Senate has passed on Third Reading and returns herewith: HB19-1219.

The Senate has postponed indefinitely HB19-1218 and 1271.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, **HB19-1031, 1095, and 1179.**
without comment, as amended, **SB19-136, 165, 205, and 216.**

INTRODUCTION OF BILLS
First Reading

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

**HB19-1328** by Representative(s) Herod; also Senator(s) Rodriguez--Concerning bed bugs in residential premises, and, in connection therewith, establishing duties for landlords and tenants in addressing the presence of bed bugs.

Committee on Finance

**SB19-136** by Senator(s) Lee; also Representative(s) Gonzales-Gutierrez--Concerning an expansion of the pilot program in the division of youth services, and, in connection therewith, making an appropriation.

Committee on Judiciary

**SB19-165** by Senator(s) Rodriguez; also Representative(s) Hansen and Ransom--Concerning the membership of the state board of parole, and, in connection therewith, making an appropriation.

Committee on Judiciary

**SB19-205** by Senator(s) Danielson and Zenzinger; also Representative(s) Michaelson Jenet and Duran--Concerning the creation of a license plate to honor women veterans of the United States armed forces, and, in connection therewith, making an appropriation.

Committee on Finance

**SB19-216** by Senator(s) Bridges, Garcia; also Representative(s) Bird--Concerning incentives for local education providers to provide innovative learning opportunities for high school students, and, in connection therewith, making an appropriation.

Committee on Education
INTRODUCTION OF RESOLUTION

The following resolution read by title and laid over one day under the rules:

HJR19-1014 by Representative(s) Michaelson Jenet and McKean; also Senator(s) Ginal and Gardner--Concerning the declaration of April 28, 2019, through May 5, 2019, as "Holocaust Awareness Week".

On motion of Representative Weissman, the House adjourned until 10:00 a.m., April 22, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
One Hundred-ninth Legislative Day Monday, April 22, 2019

Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Sophie Ablowtiz, Ricks Center, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Garnett, Liston--2.
Present after roll call--Representative(s) Garnett, Liston.

The Speaker declared a quorum present.

On motion of Representative Pelton, the House Journal of April 19, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 22, 2019 only:
Finance
Representative Neville to replace Representative Beckman

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1006 by Representative(s) McLachlan and Carver; also Senator(s) Fields--Concerning measures to mitigate the effects of wildfires within wildland-urban interface areas, and, in connection therewith, clarifying the legislative intent that state funding of the existing forest restoration and wildfire risk mitigation grant program be increased and making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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HB19-1223 by Representative(s) Michaelson Jenet and Larson, Landgraf; also Senator(s) Winter--Concerning application assistance for persons seeking federal disability benefits, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>15</td>
<td>Duran Y Kipp Y Rich Y Williams D.</td>
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Speaker Y
HB19-1294 by Representative(s) Benavidez and Jaquez Lewis; also Senator(s) Story--Concerning a requirement that the chief administrative officer of the Colorado community college system create a working group to determine the best manner in which to facilitate the transfer of earned construction industry registered apprenticeship program credit to college credit, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Carver, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Hansen, Hooton, Jackson, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Saine, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker

HB19-1300 by Representative(s) Gray and Landgraf; also Senator(s) Cooke and Pettersen--Concerning vehicle identification number inspections performed by a peace officer certified to perform the inspection.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1226

by Representative(s) Herod and Soper; also Senator(s) Lee--Concerning changes to release on bond, and, in connection therewith, the development of a pretrial screening process and administrative order for release without any monetary conditions; creating a presumption of release with the least restrictive conditions and without monetary conditions; specifying the information the court considers when making determinations about type of bond and conditions of release; a requirement for pretrial services programs throughout the state; and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1302 by Representative(s) Michaelson Jenet and Buckner, Caraveo, Coleman, Duran, Esgar, Galindo, Gray, Hooton, Jaquez Lewis, Kipp, Landgraf, McCluskie, McLachlan, Roberts, Singer, Titone, Valdez A.; also Senator(s) Winter, Coram, Gonzales, Hisey, Rodriguez, Todd, Williams A.--Concerning the continuation of the breast and cervical cancer prevention and treatment program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Singer Y</td>
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</table>

HB19-1318 by Representative(s) Weissman, Kennedy; also Senator(s) Bridges and Foote--Concerning increased transparency of money in elections consistent with the first amendment to the United States constitution, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Sandridge Y</td>
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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Buckner, Caraveo, Duran, Exum, Galindo, Garnett, Gonzales-Gutierrez, Herod, Jackson, Jaquez Lewis, Kennedy, McCluskie, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Titper
HB19-1319  by Representative(s) Bird and McKean; also Senator(s) Winter and Hisey--Concerning incentives to assist land developers in providing affordable housing statewide, and, in connection therewith, identifying nondeveloped land owned by the state that could be developed for affordable housing purposes and making modifications to the administration of an existing property tax exemption that applies to certain affordable housing developments.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representarive(s) Arndt, Bockenfeld, Buckner, Buentello, Carver, Cutter, Duran, Exum, Gray, Herod, Jackson, Kennedy, Kipp, Lontine, McEachlan, Michaelson Jenet, Roberts, Singer, Tipper, Titone, Valdez A., Weissman, Speaker

HB19-1309  by Representative(s) Hooton and McCluskie; also Senator(s) Fenberg--Concerning the regulation of mobile home parks, and, in connection therewith, granting counties the power to enact ordinances for mobile home parks, extending the time to move or sell a mobile home after eviction proceedings, and creating the "Mobile Home Park Dispute Resolution and Enforcement Program".

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Hooton was given permission to offer a Third Reading amendment:

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</table>
Third Reading amendment No. 1, by Representative Hooton.

Amend engrossed bill, page 10, line 10, after "premises," insert "AND IN".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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On motion of Representative Garnett, **HB19-1314, 1124, SB19-229, 230, HB19-1312, 1325** were added to the Special Orders Calendar on April 22, 2019.

On motion of Representative Valdez A., the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

**SPECIAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1176**  by Representative(s) Sirota and Jaquez Lewis, Benavidez, Singer; also Senator(s) Foote--Concerning the enactment of the "Health Care Cost Savings Act of 2019" that creates a task force to analyze health care financing systems in order to give the general assembly findings regarding the systems' costs of providing adequate health care to residents of the state.

Amendment No. 1, Health & Insurance Report, dated March 27, 2019, and placed in member's bill file; Report also printed in House Journal, March 28, 2019.

Amendment No. 2, Appropriations Report, dated April 17, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 3, by Representative(s) Jaquez Lewis.

Amend the Health and Insurance Committee Report, dated March 27, 2019, page 6, line 10, after "THAT" insert "MAY".

Page 6, strike lines 14 through 20 and substitute:
"(c) PROGRESSIVE INCOME TAXES;
(d) PAYROLL TAXES THAT MAY BE SPLIT BETWEEN EMPLOYER AND
EMPLOYEE;
(e) OTHER TAXES; AND
(f) PREMIUMS BASED ON INCOME.”.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-054 by Senator(s) Crowder; also Representative(s) Valdez D.
and Humphrey--Concerning the regulation of surplus
military vehicles for the purposes of operation on the
highway, and, in connection therewith, making an
appropriation.

Amendment No. 1, Transportation & Local Government Report, dated
April 15, 2019, and placed in member's bill file; Report also printed in

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-137 by Senator(s) Todd and Crowder; also Representative(s)
Hansen and Wilson--Concerning the extension of the
Colorado student leaders institute, and, in connection
therewith, making an appropriation.

Amendment No. 1, Education Report, dated April 9, 2019, and placed in
member's bill file; Report also printed in House Journal, April 10, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-154 by Senator(s) Court, Fields; also Representative(s) Sirota--
Concerning the continuation of the regulation of
psychiatric technicians by the state board of nursing, and,
in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-164 by Senator(s) Todd and Crowder; also Representative(s)
Mullica--Concerning the continuation of in-home support
services within the "Colorado Medical Assistance Act",
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.
SB19-166  by Senator(s) Fields and Gardner; also Representative(s) 
Roberts--Concerning the P.O.S.T. board revoking the 
certification of a peace officer who is found to have made 
an untruthful statement, and, in connection therewith, 
making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final 
Passage.

SB19-167  by Senator(s) Danielson; also Representative(s) Exum and 
Duran--Concerning the creation of a Colorado 
professional fire fighters license plate, and, in connection 
therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final 
Passage.

HB19-1278  by Representative(s) Lontine; also Senator(s) Fenberg-- 
Concerning modifications to miscellaneous provisions of 
the "Uniform Election Code of 1992".

(Previously Amended, as printed in House Journal April 19, 2019.)

Amendment No. 16, by Representative(s) Lontine.

Amend printed bill, page 44, line 18, after "SECTION," insert "FROM THE 
EIGHTH DAY BEFORE THE ELECTION UNTIL THE SECOND DAY BEFORE THE 
ELECTION, THE COUNTY CLERK AND RECORDER SHALL DESIGNATE AT 
LEAST ONE VOTER SERVICE AND POLLING CENTER ON EACH CAMPUS OF A 
STATE INSTITUTION OF HIGHER EDUCATION THAT HAS TEN THOUSAND OR 
MORE ENROLLED STUDENTS, AND ON THE DAY BEFORE THE ELECTION AND 
ON ELECTION DAY,".

Amendment No. 17, by Representative(s) Lontine.

Amend printed bill, page 35, line 12, strike "7 a.m. 6 A.M." and substitute 
"7 a.m."

Page 35, line 14, strike "7 a.m. 6 A.M." and substitute "7 a.m."

Representative Geitner requested that the bill be read at length.

As amended, laid over until later in the day.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1176 amended, SB19-054 amended, 137 
amended, 154, 164, 166, 167.

Laid over until date indicated retaining place on Calendar: 
HB19-1278 amended--later in the day.
The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

**HB19-1275** be referred favorably to the Committee on Appropriations.

**SB19-155** be referred favorably to the Committee on Appropriations.

**SB19-159** be referred favorably to the Committee on Appropriations.

**SB19-160** be referred favorably to the Committee on Appropriations.

**SB19-192** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, line 9, strike "RECYCLING" and substitute "WASTE DIVERSION".

Page 3, line 5, strike "RECYCLING" and substitute "MUNICIPAL WASTE DIVERSION".
Page 14, line 21, strike "SUBSECTION (1.5)" and substitute "SUBSECTIONS (1.5) AND (3.9)(c)(VI)".

Page 16, after line 11 insert:

"(VI) AN OPERATOR OF AN ATTENDED SOLID WASTE DISPOSAL SITE LOCATED IN THE FRONT RANGE NEED NOT COLLECT THE FEE SPECIFIED IN THIS SUBSECTION (3.9)(c) ON A LOAD THAT CONTAINS ANY OF THE FOLLOWING MATERIALS THAT ARE SEPARATED OUT FROM THE REST OF THE LOAD: ASBESTOS-CONTAINING MATERIAL, ASBESTOS WASTE, FRIABLE ASBESTOS-CONTAINING MATERIAL AS THAT TERM IS DEFINED IN SECTION 25-7-502 (6), FRIABLE ASBESTOS, NONFRIABLE ASBESTOS WASTE, REGULATED ASBESTOS-CONTAMINATED SOIL, NONREGULATED ASBESTOS-CONTAMINATED SOIL, PATHOLOGICAL WASTE, PHARMACEUTICAL WASTE, ASH, BIOHAZARDOUS WASTE, INFECTIOUS WASTE AS THAT TERM IS DEFINED IN SECTION 25-15-402 (1)(a), MEDICAL WASTE, EXPLORATION AND PRODUCTION WASTE AS THAT TERM IS DEFINED IN SECTION 30-20-109 (1.5)(a)(I), TECHNOLOGICALLY ENHANCED NATURALLY OCCURRING RADIOACTIVE MATERIAL AS THAT TERM IS DEFINED IN SECTION 25-11-201 (1)(f), GRIT AND SLUDGE, AUTOMOBILE SHREDDER RESIDUE, DEAD ANIMALS, SPECIAL WASTE LIQUIDS, OR CONTAMINATED SOILS.".

Renumber succeeding subparagraph accordingly.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1087, 1213, 1238.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 22, 2019 only:

Health and Insurance
Representative Kipp to replace Representative Lontine

House in recess. House reconvened.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:
(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**HB19-1314** by Representative(s) Becker and Galindo; also Senator(s) Winter and Donovan--Concerning a just transition from a coal-based electrical energy economy.

Amendment No. 1, Business Affairs & Labor Report, dated April 10, 2019, and placed in member's bill file; Report also printed in House Journal, April 11, 2019.

Amendment No. 2, Appropriations Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 3, by Representative(s) Becker.

Amend printed bill, page 12, line 1, after "OWNER" insert "OR OPERATING AGENT".

Representative Buck requested the bill be read at length.

Amendment No. 4, by Representative(s) Van Winkle.

Amend printed bill, page 3, line 11, strike "ARE SIGNIFICANT AND DEVASTATING. THE JOBS LOST" and substitute "HAVE THE POTENTIAL TO BE SIGNIFICANT AND DEVASTATING IF NOT MANAGED CORRECTLY. THE JOBS".

Page 3, line 21, after "PLANTS" insert "NATIONWIDE".

Page 3, line 25, strike "THERE" and substitute "WHILE COLORADO COMPANIES AND POLICYMAKERS HAVE WORKED TO DRIVE NEW INVESTMENT FROM THE CLEAN ENERGY ECONOMY INTO TRANSITIONING COMMUNITIES AND RURAL PARTS OF THE STATE, THERE".

Page 4, line 22, after "A" insert "COLORADO".

Page 8, line 8, strike "DESIGNEES" and substitute "EX OFFICIO MEMBERS".

Page 8, line 19, after "fund." insert "(1)".

Page 9, after line 1 insert:

"(2) THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE GENERAL FUND FOR THE PURPOSES SPECIFIED IN THIS PART 4. THE OFFICE MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 4.

(3) THE OFFICE AND THE DIRECTOR SHALL BEGIN TO TAKE THE ACTIONS SPECIFIED IN SECTION 8-83-405 (3) AND 8-83-406 (1) AND (3) ON THE EARLIER OF:

(a) JANUARY 1, 2023; OR

(b) THE DATE, AS DETERMINED BY THE DIRECTOR, WHEN SUFFICIENT MONEY IS AVAILABLE IN THE FUND TO AWARD JUST TRANSITION BENEFITS OR JUST TRANSITION GRANTS, AS APPLICABLE.".
Page 9, line 23, strike "JANUARY 1, 2025," and substitute "ON THE DATE DETERMINED PURSUANT TO SECTION 8-83-404 (3)",

Page 9, line 27, strike "JANUARY 1, 2025:" and substitute "ON THE DATE DETERMINED PURSUANT TO SECTION 8-83-404 (3)":

Page 10, line 23, strike "JANUARY 1, 2025," and substitute "ON THE DATE DETERMINED PURSUANT TO SECTION 8-83-404 (3)",

Page 11, line 26, after "THE" insert "ACCELERATED".

Page 13, after line 7 insert:

"(3) THIS SECTION DOES NOT APPLY TO AN ELECTRIC COAL-FUELED GENERATING UNIT OWNED IN WHOLE OR IN PART BY A QUALIFYING RETAIL UTILITY FOR WHICH THE QUALIFYING RETAIL UTILITY, AS THAT TERM IS USED IN SECTION 40-2-124, HAS SUBMITTED A WORKFORCE TRANSITION PLAN IN AN ELECTRIC RESOURCE PLAN FILED WITH THE PUBLIC UTILITIES COMMISSION."

Amendment No. 5, by Representative(s) Liston.

Amend printed bill, page 8, strike line 9 and substitute "REIMBURSEMENT; EXCEPT THAT ALL PAYMENTS AUTHORIZED BY THIS SUBSECTION (5)(b) ARE AT A RATE FIFTY PERCENT LESS THAN THAT AUTHORIZED BY LAW.".

Amendment No. 6, by Representative(s) Soper.

Amend printed bill, page 7, strike lines 24 and 25 and substitute:

"(B) THREE REPRESENTATIVES FROM DIFFERENT COUNTIES THAT EACH HAVE AT LEAST FIFTY COAL-IMPACTED EMPLOYEES;"

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

**SB19-229** by Senator(s) Winter and Foote; also Representative(s) Gonzales-Gutierrez and Mullica--Concerning the use of campaign contributions to reimburse a candidate for dependent care expenses incurred by the candidate in undertaking campaign activities.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**HB19-1278** by Representative(s) Lontine; also Senator(s) Fenberg--Concerning modifications to miscellaneous provisions of the "Uniform Election Code of 1992".

(Previously Amended, as printed in House Journal page 1381)
Amendment No. 18, by Representative(s) Lontine.

Amend printed bill, page 36, line 19, strike "(3)" and substitute "(3); and add (1)(d)".

Page 36, after line 21 insert:

"(1) (d) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF A POLITICAL SUBDIVISION CONDUCTS A MAIL BALLOT ELECTION OR INDEPENDENT MAIL BALLOT ELECTION UNDER SUBSECTION (1)(b) OF THIS SECTION THAT FALLS ON THE SAME DAY AS THE NOVEMBER COORDINATED OR GENERAL ELECTION, THE POLITICAL SUBDIVISION SHALL ACCEPT AS TIMELY ALL BALLOTS IT RECEIVES, WHETHER MAILED OR DROPPED OFF, BY 8 P.M. ON ELECTION DAY."

Amendment No. 19, by Representative(s) Williams and Humphrey.

Amend printed bill, page 30, line 13, strike "SECTION IF" and substitute "SECTION. IF THE SECRETARY OF STATE FINDS THAT".

Page 30, line 14, strike "SUITABLE" and substitute "EQUIVALENT" and strike "NEARBY," and substitute "NEARBY, THE SECRETARY OF STATE SHALL GRANT THE WAIVER.".

Page 36, line 3, after "OTHER" insert "EXIGENT".

Page 36, line 14, after "OTHER" insert "EXIGENT".

Page 36, line 18, after the period add "THE COURT SHALL NOT ORDER POLLING LOCATIONS TO REMAIN OPEN FOR MORE THAN AN ADDITIONAL SIX HOURS.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1124 by Representative(s) Benavidez and Lontine, Buckner, Caraveo, Coleman, Duran, Galindo, Gonzales-Gutierrez, Hooton, Melton--Concerning protecting Colorado's right to be free from certain federal mandates.


Amendment No. 2, by Representative(s) Benavidez.

Amend the State, Veterans, & Military Affairs Committee Report, dated March 28, 2019, page 2, strike line 37 and substitute "OFFICE.".

Page 2, strike lines 38 through 41.

Renumber succeeding subsection accordingly.

Page 3, after line 31, insert:
"(3) The authority of law enforcement is limited to the express authority granted in state law."

Renumber succeeding subsections accordingly.

Page 4, strike lines 2 through 19 and substitute:

'\textbf{24-76.6-103. Limitations on providing personal information by probation offices.} (1) A probation officer or probation department employee shall not provide personal information about an individual to federal immigration authorities.'

Page 4, line 20, strike "IN SUBSECTION (1) OF THIS SECTION OR".

Page 4, strike line 41.

Page 5, strike lines 1 through 18.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

\section*{AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT}

Representative Pelton moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Pelton amendment, to HB 19-1278, to show that said amendment passed, and that HB 19-1278, as amended, passed.

Amend the Appropriations Committee Report, dated April 19, 2019, page 1, strike lines 1 through 4 and substitute:

"Amend the State, Veterans, & Military Affairs Committee Report, dated April 2, 2019, page 4, strike lines 17 through 29 and substitute:

'Page 26 of the printed bill, line 15, strike "(1)(b)(I)," and strike "and (3.5);" and substitute "(3.5), (4)(a), and (4)(b)(II);"'.

Page 26 of the bill, strike lines 16 and 17 and substitute "repeal (1)(b)(I) and (4)(b)(I); and add (1)(c)(I)(I), (1)(c)(I.5), and (1)(c)(III) as follows:".

Page 26 of the bill, line 20, strike "a minimum" and substitute "a minimum the".

Page 26 of the bill, line 21, strike "centers, as follows:" and substitute "centers, as follows:".

Page 26 of the bill, strike lines 22 through 27 and substitute:

'(I) For counties with at least twenty-five thousand active electors: (A) During the period designated for early voting, at least one voter service and polling center for each thirty thousand active electors;
except that there must be at least one voter service and polling center in each such county; and

(B) On election day, at least one voter service and polling center for every fifteen thousand active electors, but no fewer than three in each such county.

(H) For counties with at least ten thousand, but fewer than twenty-five thousand, active electors:

(A) During the period designated for early voting, at least one voter service and polling center; and

(B) On election day, at least three voter service and polling centers.

(I) For counties with fewer than ten thousand active electors:

(A) During the period designated for early voting, at least one voter service and polling center; and

(B) On election day, at least one voter service and polling center.

(b) (I) On and after November 8, 2016, for the purposes of paragraph (a) of this subsection (1), the number of active electors in a county is the number of active electors registered in the county on the date of the previous presidential election:"

Strike pages 27 and 28 of the bill.

Page 29 of the bill, strike lines 1 through 9.

Page 30 of the bill, strike lines 20 and 21 and substitute "except that voter service and polling centers are not required to be open on Sundays. EXCEPT AS PROVIDED IN SECTION 1-7-101, THE COUNTY CLERK AND RECORDER SHALL SET THE HOURS THAT VOTER SERVICE AND POLLING CENTERS ARE OPEN TO CORRESPOND WITH THE COUNTY'S NORMAL BUSINESS HOURS."

Page 5 of the report, strike lines 14 through 24 and substitute:

"Page 30 of the bill, strike lines 22 through 27.

Page 31 of the bill, strike lines 1 through 3.

Page 31 of the bill, strike lines 16 through 19 and substitute:

"(4) (a) In addition to providing voter service and polling centers in accordance with this section, counties shall also establish stand-alone drop-off locations OR DROP BOXES for the purpose of allowing electors to deposit their completed mail ballots."

Page 31 of the bill, line 20, strike "(b) (I) (A)–Ah" and substitute "(b) (I) (A)–Ah"

Page 32 of the bill, strike lines 1 through 5 and substitute:

"(II) The NUMBER, placement and security of each drop-off location OR DROP BOX shall be determined by each county, in accordance with the secretary of state's current security rules. With the exception of twenty-four hour secure drop boxes, each stand alone drop-off location must be separate from voter service and polling centers."
Page 32 of the bill, strike lines 6 through 27.

Page 33 of the bill, strike lines 1 through 12.“.”.

Page 5 of the report, after line 25 insert:

"Page 39 of the bill, line 24, strike "(4.5)(a)(II)(B); and add (4.5)(a)(III) and (4.7)" and substitute "(4.5)(a)(II)(B) and (4.5)(b.5)".".

Page 6 of the report, strike lines 1 through 21 and substitute:

"Strike page 43 of the bill and substitute:

(4.3) (a) For any election, other than a general election, for which a county clerk and recorder is the designated election official, there must be a minimum number of mail ballot drop-off locations OR DROP BOXES where mail ballots may be deposited equal to at least one drop-off location for each thirty thousand active registered electors in the county; except that, if the district or political subdivision for which the election is being conducted is less populous than the county, the county clerk and recorder shall designate at least one mail ballot drop-off location for each thirty thousand current active registered electors eligible to vote in that election. That the county clerk and recorder, after consulting with the board of county commissioners, deems necessary to meet the needs of the county. The drop-off locations shall be arrayed throughout the county in a manner that provides the greatest convenience to electors.

(b) The minimum number of drop-off locations AND DROP BOXES described in paragraph (a) of this subsection (4.3) SUBSECTION (4.3)(a) OF THIS SECTION shall accept mail ballots delivered by electors during, at a minimum, the four days prior to and including the day of the election; except that mail ballots are not required to be accepted on Sundays. Mail ballots shall be accepted from electors at drop-off locations during, at a minimum, reasonable business hours.

(4.5) (a) (I) For any primary or November coordinated election, OTHER THAN A GENERAL ELECTION, FOR WHICH A COUNTY CLERK AND RECORDER IS THE DESIGNATED ELECTION OFFICIAL, the county clerk and recorder shall designate the number of voter service and polling centers equal to no fewer than the number of county motor vehicle offices in the county; except that each county shall have no fewer than one voter service and polling center, and, for counties with fewer than twenty-five thousand active electors, as that term is described in subparagraph (II) of this paragraph (a), only one voter service and polling center is required. The county clerk and recorder may add additional voter service and polling center locations as necessary. That the county clerk and recorder, after consulting with the board of county commissioners, deems necessary to meet the needs of the county.

(II) (B) On and after November 8, 2016, for the purposes of subparagraph (I) of this paragraph (a), the number of active electors in a county is the number of active electors registered in the county on the date of the previous presidential election.

(b.5) For any election, other than a general, primary, or November coordinated election, for which the county clerk and recorder is the designated election official, the county clerk and recorder shall designate
at least one voter service and polling center for each thirty thousand
current active registered electors who are eligible to vote in that
election:"

Strike page 44 of the bill.

Page 45 of the bill, strike line 1:"

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the
Whole to reverse the action taken by the Committee in not adopting the
following Saine amendment, to HB 19-1314, to show that said
amendment passed, and that HB 19-1314, as amended, passed.

Amend printed bill, page 9, before line 2 insert:

"(4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART 4,
THE FUND CONSISTS ONLY OF GIFTS, GRANTS, AND DONATIONS PURSUANT
TO SUBSECTION (2) OF THIS SECTION. THE STATE TREASURER SHALL
CREDIT ALL MONEY APPROPRIATED TO IMPLEMENT THIS PART 4 TO THE
LOCAL GOVERNMENT SEVERANCE TAX FUND CREATED IN SECTION
39-29-110. THE DEPARTMENT OF LOCAL AFFAIRS SHALL DISTRIBUTE THE
MONEY CREDITED PURSUANT TO THIS SUBSECTION (4) TO COAL-IMPACTED
COMMUNITIES.".

The amendment was declared lost by the following roll call vote:

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<td>Benavidez</td>
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<td>Geitner</td>
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<td>Lontine</td>
<td>N</td>
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</table>
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1124, to show that said amendment passed, and that HB 19-1124, as amended, passed.

Amend the State, Veterans, and Military Affairs Committee Report, dated March 28, 2019, page 5, after line 18 insert:

"SECTION 3. Effective date. This act takes effect on the date that the wall separating the United States southern border is completed."

Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:

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<td>Speaker N</td>
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</table>

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

<table>
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<th>YES</th>
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REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE

After consideration on the merits, the Committee recommends the following:

**HB19-1327** be referred favorably to the Committee on Appropriations.

**HB19-1328** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, after line 14 insert:

"(7) "ELECTRONIC NOTICE" MEANS NOTICE BY E-MAIL OR AN ELECTRONIC PORTAL OR MANAGEMENT COMMUNICATIONS SYSTEM THAT IS AVAILABLE TO BOTH A LANDLORD AND A TENANT.".

Renumber succeeding subsections accordingly.

Page 4, line 4, strike "ELECTRONICALLY OR IN WRITING" and substitute "VIA WRITTEN OR ELECTRONIC NOTICE".

Page 4, line 6, after "BED BUGS." add "A TENANT WHO GIVES A LANDLORD ELECTRONIC NOTICE OF A CONDITION SHALL SEND SUCH NOTICE ONLY TO THE E-MAIL ADDRESS, TELEPHONE NUMBER, OR ELECTRONIC PORTAL SPECIFIED BY THE LANDLORD IN THE RENTAL AGREEMENT FOR\n
COMMUNICATIONS. IN THE ABSENCE OF SUCH A PROVISION IN THE RENTAL AGREEMENT, THE TENANT SHALL COMMUNICATE WITH THE LANDLORD IN A MANNER THAT THE LANDLORD HAS PREVIOUSLY USED TO COMMUNICATE WITH THE TENANT. THE TENANT SHALL RETAIN SUFFICIENT PROOF OF THE DELIVERY OF THE ELECTRONIC NOTICE.".

Page 4, lines 11 and 12, strike "AND ANY CONTIGUOUS DWELLING UNIT".

Page 4, after line 15 insert:

"(3) IF THE INSPECTION OF A DWELLING UNIT CONFIRMS THE PRESENCE OF BED BUGS, THE LANDLORD SHALL ALSO CAUSE TO BE PERFORMED AN INSPECTION OF ALL CONTIGUOUS DWELLING UNITS AS PROMPTLY AS IS REASONABLY PRACTICAL.".

Page 6, strike lines 26 and 27 and substitute "QUALIFIED INSPECTOR SHALL ADVISE THE TENANT THAT THE FURNITURE, CLOTHING, EQUIPMENT, OR PERSONAL PROPERTY SHOULD NOT BE REMOVED FROM THE DWELLING UNIT UNTIL A PEST CONTROL AGENT DETERMINES THAT A BED BUG TREATMENT HAS BEEN COMPLETED. THE TENANT SHALL NOT DISPOSE OF PERSONAL PROPERTY THAT WAS DETERMINED TO CONTAIN BED BUGS IN ANY COMMON AREA WHERE SUCH DISPOSAL MAY RISK THE INFESTATION OF OTHER DWELLING UNITS.".

Page 7, strike line 1.

Page 7, strike lines 23 and 24 and substitute "JURISDICTION TO OBTAIN INJUNCTIVE RELIEF AGAINST A TENANT WHO:".

Page 8, after line 20 insert:

"38-12-907. Relationship to warranty of habitability. NOTWITHSTANDING ANY PROVISION OF PART 5 OF THIS ARTICLE 12 TO THE CONTRARY, A LANDLORD WHO COMPLIES WITH THIS PART 9 IS DEEMED TO HAVE SATISFIED THE REQUIREMENTS OF SAID PART 5 WITH RESPECT TO MATTERS CONCERNING BED BUGS.".

SB19-145  be referred favorably to the Committee on Appropriations.

HEALTH & INSURANCE
After consideration on the merits, the Committee recommends the following:

HB19-1326  be referred to the Committee of the Whole with favorable recommendation.

SB19-153  be referred favorably to the Committee on Finance.
PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB19-1326, 1327, 1328.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1172.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1106, 1206, 1224, 1225 at 3:45 p.m. on April 22, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-175 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-156 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-096 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-173 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-180 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-224 Amended in General Orders as printed in Senate Journal, April 18, 2019.
SB19-191 Amended in General Orders as printed in Senate Journal, April 19, 2019.
SB19-231 Amended in General Orders as printed in Senate Journal, April 19, 2019.
HB19-1253 Amended in General Orders as printed in Senate Journal, April 19, 2019.
HB19-1189 Amended in General Orders as printed in Senate Journal, April 19, 2019.
HB19-1244 Amended in General Orders as printed in Senate Journal, April 19, 2019 and in Third Reading as printed in Senate Journal, April 22, 2019.

The Senate has passed on Third Reading and returns herewith:
HB19-1256, 1254, 1286, 1268, and 1205.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-241.
without comment, as amended, HB19-1189, 1244, and 1253.
without comment, as amended, SB19-096, 156, 173, 175, 180, 191, 215, and 231.

INTRODUCTION OF BILLS
First Reading

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

SB19-156 by Senator(s) Rodriguez; also Representative(s) Sullivan--Concerning the continuation of the state electrical board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Committee on Business Affairs & Labor

SB19-173 by Senator(s) Donovan and Pettersen, Bridges; also Representative(s) Kraft-Tharp and Hansen--Concerning the creation of the Colorado secure savings plan board to study appropriate approaches to increase the amount of retirement savings by Colorado's private sector workers, and, in connection therewith, making an appropriation.
Committee on Business Affairs & Labor

SB19-180 by Senator(s) Winter; also Representative(s) McCluskie--Concerning the creation of an eviction legal defense fund, and, in connection therewith, making an appropriation.
Committee on State, Veterans, & Military Affairs

SB19-191 by Senator(s) Bridges and Marble; also Representative(s) Herod--Concerning defendants' rights related to pretrial bond.
Committee on Judiciary

SB19-215 by Senator(s) Rodriguez; also Representative(s) Lontine--Concerning the creation of the parents encouraging parents conference for parents of children with disabilities, and, in connection therewith, making an appropriation.
Committee on Education

SB19-231 by Senator(s) Moreno and Bridges; also Representative(s) Exum and Tipper--Concerning the creation of the Colorado second chance scholarship in the pursuit of higher education for youth previously committed to the division of youth services, and, in connection therewith, making an appropriation.
Committee on Education
SB19-241 by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez; also Representative(s) Weissman, Herod, Snyder, Soper, Van Winkle--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Committee on Judiciary

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS (RESOLUTIONS)

HB19-1118 by Representative(s) Jackson and Galindo, Buentello, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Roberts, Snyder, Buckner, Caraveo, Coleman, Exum, Hansen, Herod, Lontine, Melton, Michaelson Jenet, Singer, Valdez A., Weissman; also Senator(s) Williams A., Court, Danielson, Fenberg, Fields, Lee, Rodriguez, Winter--Concerning the time allowed for a tenant to cure a lease violation that is not a substantial violation.

(Amended as printed in Senate Journal, April 16, 2019.)

Representative Jackson moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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<tr>
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<td>17</td>
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</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
HB19-1004 by Representative(s) Roberts and Catlin; also Senator(s) Donovan--Concerning a proposal for implementing a competitive state option for more affordable health care coverage in Colorado, and, in connection therewith, requesting authorization to use existing federal money for the proposed state option and taking other actions toward the implementation of the state option, and making an appropriation.

(Amended as printed in Senate Journal, April 17, 2019.)

Representative Roberts moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tr>
<td>Arndt</td>
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<td>Wilson</td>
</tr>
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Co-sponsor(s) added: Representative(s) Arndt, Duran, Wilson

HB19-1039 by Representative(s) Esgar, Jaquez Lewis, Titone, Valdez A., Galindo, Herod; also Senator(s) Moreno, Ginal--Concerning identity documents for transgender persons, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 17, 2019.)

Representative Esgar moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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</tbody>
</table>
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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Arndt Y Exum Y Landgraf N Saine N
Baisley N Froelich Y Larson Y Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello E Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Hansen, Valdez D.

HB19-1127 by Representative(s) Garnett and Lontine, Singer, Jaquez Lewis; also Senator(s) Fenberg and Fields--Concerning the appointment of the lieutenant governor to serve concurrently as the director of the office of saving people money on health care, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 17, 2019.)

Representative Lontine moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

<table>
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<tr>
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Baisley N Froelich Y Larson Y Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello E Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. N
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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<tr>
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Co-sponsor(s) added: Representative(s) McCluskie, Mullica

HB19-1211 by Representative(s) Michaelson Jenet and Caraveo; also Senator(s) Williams A.--Concerning prior authorization requests submitted by providers for a determination of coverage of health care services under a health benefit plan.

(Amended as printed in Senate Journal, April 17, 2019.)

Representative Michaelson Jenet moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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Speaker Y

Representative Michaelson Jenet moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Snyder, Sullivan, Speaker
HB19-1031 by Representative(s) Gray; also Senator(s) Gonzales--
Concerning allowing each parental guardian to serve as a minor medical marijuana patient's primary caregiver, and, in connection therewith, making an appropriation.
(Amended as printed in Senate Journal, April 19, 2019.)
Representative Gray moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Duran, Esgar, Humphrey, Lontine, McCluskie, Singer, Sirota, Tipper, Valdez D.

HB19-1095 by Representative(s) Cutter and Landgraf; also Senator(s) Fields--Concerning physician assistants, and, in connection therewith, establishing requirements for the supervision of physician assistants, establishing liability for physician assistants, increasing the number of physician assistant members on the Colorado medical board, and making an appropriation.

(Amended as printed in Senate Journal, April 19, 2019.)

Representative Cutter moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
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<tr>
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Co-sponsor(s) added: Representative(s) Buckner, Exum, Gonzales-Gutierrez, Kraft-Tharp, McLachlan, Will

HB19-1179 by Representative(s) Gray; also Senator(s) Lee--
Concerning the financial risk profiles of legal investments
of public funds.

(Amended as printed in Senate Journal, April 19, 2019.)

Representative Gray moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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Speaker Y
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Snyder

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 23, retaining place on Calendar:

- Consideration of Special Orders--SB19-133, 230, HB19-1312, 1325.
- Consideration of Conference Committee Report(s)--SB19-090.
- Consideration of Resolution(s)--HR19-1006, SJR19-009, HJR19-1014.

On motion of Representative Kennedy, the House adjourned until 9:00 a.m., April 23, 2019.

Approved:  
KC Becker,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk
Prayer by Father William Oulvey, Regis University, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Nicole Renaud, Conifer High School.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Buentello, Herod--2.

Present after roll call--Representative(s) Herod.

The Speaker declared a quorum present.

On motion of Representative Pelton, the House Journal of April 22, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 23, 2019 only:

Education
Representative Bird to replace Representative Buentello

CONSIDERATION OF RESOLUTION(S)

HJR19-1014 by Representative(s) Michaelson Jenet and McKean; also Senator(s) Ginal and Gardner--Concerning the declaration of April 28, 2019, through May 5, 2019, as "Holocaust Awareness Week".

(Printed and placed in members' files.)

On motion of Representative Michaelson Jenet, the resolution was read at length adopted by viva voce vote.

Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett,
THIRD READING OF BILLS - FINAL PASSAGE

HB19-1176 by Representative(s) Sirota and Jaquez Lewis, Benavidez, Singer; also Senator(s) Foote--Concerning the enactment of the "Health Care Cost Savings Act of 2019" that creates a task force to analyze health care financing systems in order to give the general assembly findings regarding the systems' costs of providing adequate health care to residents of the state, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Caraveo, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Snyder, Tipper, Valdez A., Weissman

SB19-054 by Senator(s) Crowder; also Representative(s) Valdez D. and Humphrey--Concerning the regulation of surplus military vehicles for the purposes of operation on the highway, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker | Y |

Co-sponsor(s) added: Representative(s) Bockenfeld, Catlin, Lewis, Neville, Ransom, Soper, Titone, Williams D.

SB19-137 by Senator(s) Todd and Crowder; also Representative(s) Hansen and Wilson--Concerning the extension of the Colorado student leaders institute, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Speaker | Y |
Co-sponsor(s) added: Representative(s) Arndt, Bird, Caraveo, Cutter, Duran, Exum, Galindo, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Lontine, McCluskie, McLaughlan, Melton, Michaelson Jenet, Mullica, Snyder, Tipper, Titone, Valdez A., Valdez D.

SB19-154 by Senator(s) Court, Fields; also Representative(s) Sirotा--Concerning the continuation of the regulation of psychiatric technicians by the state board of nursing, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Duran, Esgar, Galindo, Gray, Singer, Speaker

SB19-164 by Senator(s) Todd and Crowder; also Representative(s) Mullica--Concerning the continuation of in-home support services within the "Colorado Medical Assistance Act", and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

**SB19-166** by Senator(s) Fields and Gardner; also Representative(s) Roberts--Concerning the P.O.S.T. board revoking the certification of a peace officer who is found to have made an untruthful statement, and, in connection therewith, making an appropriation.

Co-sponsor(s) added: Representative(s) Bird, Buckner, Caraveo, Cutter, Duran, Exum, Galindo, Gray, Hooton, Singer, Snyder, Titone, Valdez D.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

**SB19-167** by Senator(s) Danielson; also Representative(s) Exum and Duran--Concerning the creation of a Colorado professional fire fighters license plate, and, in connection therewith, making an appropriation.

Co-sponsor(s) added: Representative(s) Arndt, Bockenfeld, Duran, Galindo, Hooton, Jackson, Jaquez Lewis, Kipp, Lontine, Melton, Sirota, Snyder, Valdez A., Weissman, Speaker
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner,
Caraveo, Carver, Cutter, Esgar, Froelich, Garnett, Gray, Hansen, Hooton,
Jaquez Lewis, Kipp, Kraft-Tharp, Liston, McCluskie, Melton,
Michaelson Jenet, Mullica, Roberts, Sandridge, Singer, Snyder, Sullivan,
Titone, Valdez A., Valdez D.

**HB19-1314** by Representative(s) Becker and Galindo; also Senator(s)
Winter and Donovan--Concerning a just transition from a
coal-based electrical energy economy, and, in connection
therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared **passed**.

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Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Buckner, Cutter, Duran, Esgar,
Froelich, Gonzales-Gutierrez, Hansen, Herod, Hooton, Jackson, Lontine,
Michaelson Jenet, Roberts, Singer, Sirota, Sullivan, Weissman

SB19-229 by Senator(s) Winter and Foote; also Representative(s)
Gonzales-Gutierrez and Mullica--Concerning the use of
campaign contributions to reimburse a candidate for
dependent care expenses incurred by the candidate in
undertaking campaign activities.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Cutter, Duran,
Esgar, Exum, Froelich, Galindo, Gray, Hansen, Herod, Hooton, Jackson,
Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Michaelson Jenet, Roberts,
Singer, Sirota, Tipper, Valdez A.

HB19-1278 by Representative(s) Lontine; also Senator(s) Fenberg--
Concerning modifications to miscellaneous provisions of
the "Uniform Election Code of 1992", and, in connection
therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members
elected to the House voted in the affirmative, and Representative Lontine
was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative Lontine.

Amend engrossed bill, page 35, line 22, strike "6 A.M." and substitute "7 A.M.".

Page 36, line 5, strike "6 A.M." and substitute "7 A.M.".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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HB19-1124 by Representative(s) Benavidez and Lontine, Buckner, Caraveo, Coleman, Duran, Exum, Galindo, Gonzales-Gutierrez, Hansen, Herod, Hooton, Jackson, Kennedy, Melton, Mullica, Sirota, Snyder, Sullivan, Valdez A., Weissman

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Coleman, Duran, Exum, Galindo, Gonzales-Gutierrez, Hansen, Herod, Hooton, Jackson, Kennedy, Melton, Mullica, Sirota, Snyder, Sullivan, Valdez A., Weissman

1/1/2021 but before 1/1/2022

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1159 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 3, strike "(10)" and substitute "(10); and add (4)(a)(III.5)".

Page 2, line 15, strike "2023," and substitute "2021,"

Page 2, after line 16 insert:

"(III.5) WITH RESPECT TO TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2021, BUT PRIOR TO JANUARY 1, 2023, THREE THOUSAND DOLLARS FOR A PURCHASE OR ONE THOUSAND FIVE HUNDRED DOLLARS FOR A LEASE;"

Page 3, strike lines 8 through 18 and substitute:

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<th>Income tax year commencing:</th>
<th>1/1/2017</th>
<th>1/1/2020</th>
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<td>1/1/2020</td>
<td>1/1/2021</td>
<td>1/1/2023</td>
<td>1/1/2026</td>
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</table>
Page 4, strike lines 2 through 12 and substitute:

| Light duty passenger motor vehicle over 8,500 GVWR | $5,000 | $4,000 | $3,000 | $2,500 |
| Light duty electric truck | $7,000 | $5,500 | $4,200 | $3,500 |
| Medium duty electric truck | $10,000 | $8,000 | $6,000 | $5,000 |
| Heavy duty truck | $20,000 | $16,000 | $12,000 | $10,000 |

Income tax year commencing:

| Light duty passenger motor vehicle over 8,500 GVWR | 1/1/2017 but before 1/1/2020 | 1/1/2020 but before 1/1/2021 | 1/1/2021 but before 1/1/2023 | 1/1/2023 but before 1/1/2026 |
| Light duty electric truck | $2,500 | $2,000 | $1,500 | $1,500 |
| Medium duty electric truck | $3,500 | $2,750 | $2,100 | $1,750 |
| Heavy duty truck | $5,000 | $4,000 | $3,000 | $2,500 |

HB19-1212 be referred to the Committee of the Whole with favorable recommendation.

HB19-1264 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 10, strike line 12 and substitute "(2.7) and (3.3); and repeal (3.8) as follows:"

Page 12, strike lines 22 through 27.

Page 13, strike lines 1 through 17.

Page 13, after line 17 insert:

"SECTION 9. In Colorado Revised Statutes, 23-3.3-103, add (4) as follows:
23-3.3-103. Annual appropriations - repeal. (4) The provisions of subsection (1) of this section concerning appropriations for student financial assistance under this article 3.3 shall not apply to appropriations made for the purpose of providing a fee-for-service contract to provide public access to the Colorado ownership, management, and protection (COMAP) service pursuant to section 23-18-308 (1)(d). This subsection (4) is repealed, effective July 1, 2020.

Renumber succeeding sections accordingly.

Page 20, after line 13 insert:

"(3) For the 2019-20 state fiscal year, $500,000 is appropriated to the department of regulatory agencies for use by the division of conservation. This appropriation is from the conservation cash fund created in section 12-61-1107 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) $464,926 for conservation easement program costs, which amount is based on an assumption that the division will require an additional 3.8 FTE; and

(b) $35,074 for indirect cost assessment."

Page 20, line 15, strike "10 to 14" and substitute "11 to 15".

Page 20, line 16, strike "10 to 14" and substitute "11 to 15".

Page 1, line 104, strike "PROGRAM." and substitute "PROGRAM AND MAKING AN APPROPRIATION.".

HB19-1282 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, after line 10 insert:
"(b) "OFFICE OF CHILD'S REPRESENTATIVE" MEANS THE OFFICE OF THE CHILD'S REPRESENTATIVE CREATED IN SECTION 13-91-104."

Reletter succeeding paragraphs accordingly.

Page 2, strike lines 14 and 15.

Page 2, strike lines 19 and 20 and substitute "THE STATE CASA ENTITY SHALL:".

Page 3, strike lines 1 through 7 and substitute:
"(d) SEEK TO ENHANCE EXISTING FUNDING SOURCES, DEVELOP PRIVATE-PUBLIC PARTNERSHIP FUNDING, AND STUDY THE AVAILABILITY OF NEW FUNDING SOURCES FOR THE PROVISION OF HIGH-QUALITY LOCAL CASA PROGRAMS IN EACH JUDICIAL DISTRICT OR IN ADJACENT JUDICIAL DISTRICTS.".

Page 3, line 8, after "2019," insert "AND AT LEAST ANNUALLY
THEREAFTER, ".

Page 3, line 11, after the period add "THE STATE CASA ENTITY SHALL REPORT TO THE OFFICE OF THE CHILD'S REPRESENTATIVE REGARDING ITS DUTIES DESCRIBED IN SUBSECTION (2) OF THIS SECTION WITHIN ONE MONTH BEFORE RECEIVING AN ALLOCATION.".

Page 3, line 18, after the period add "ON A SCHEDULE DESCRIBED IN THE CONTRACT, BUT AT LEAST ANNUALLY, THE STATE CASA ENTITY SHALL PROVIDE TO THE OFFICE OF THE CHILD'S REPRESENTATIVE A CERTIFICATION FROM EACH LOCAL CASA PROGRAM OF THE AMOUNT THAT PROGRAM RECEIVED FROM EACH ALLOCATION SINCE THE PRIOR CERTIFICATION.".

Page 4, strike lines 17 through 22.
Renumber succeeding sections accordingly.
Page 4, line 23, strike "repeal" and substitute "amend".
Page 5, line 1, strike line 2 and substitute:
"(b) Enhance the CASA program in Colorado by: PROVIDE SUPPORT FOR THE CASA PROGRAM IN COLORADO IN THE MANNER DESCRIBED IN SECTION 19-1-213;".
Strike "STATE COURT ADMINISTRATOR" and substitute "OFFICE OF THE CHILD'S REPRESENTATIVE" on: Page 2, lines 12 and 16; Page 3, lines 8, 16, and 22; and Page 4, lines 11, and 13 and 14.

HB19-1313 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 16, before line 9 insert:
"SECTION 5. Appropriation. (1) For the 2019-20 state fiscal year, $171,541 is appropriated to the department of public health and environment for use by the air pollution control division. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:
  (a) $160,140 for personal services related to stationary sources, which amount is based on an assumption that the division will require an additional 1.9 FTE; and
  (b) $11,401 for operating expenses related to stationary sources.".
Renumber succeeding sections accordingly.
Page 1, line 104, strike "2050." and substitute "2050 AND MAKING AN APPROPRIATION.".

HB19-1327 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 41, after line 24 insert:

"SECTION 14. Appropriation. (1) For the 2019-20 state fiscal year, $1,739,015 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:
   (a) $882,345 for use by the limited gaming division for personal services, which amount is based on an assumption that the division will require an additional 11.6 FTE;
   (b) $234,416 for use by the limited gaming division for operating expenses;
   (c) $443,500 for tax administration IT system (GenTax) support;
   (d) $142,388 for the purchase of legal services;
   (e) $34,650 for vehicle lease payments; and
   (f) $1,716 for the purchase of criminal history record checks.
   (2) For the 2019-20 state fiscal year, $142,388 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(d) of this section and is based on an assumption that the department of law will require an additional 0.8 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.
   (3) For the 2019-20 state fiscal year, $34,650 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(e) of this section. To implement this act, the department of personnel may use this appropriation to provide vehicles for the department of revenue.
   (4) For the 2019-20 state fiscal year, $1,716 is appropriated to the department of public safety for use by the biometric identification and records unit. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(f) of this section. To implement this act, the unit may use this appropriation to provide criminal history record checks for the department of revenue.".

Renumber succeeding section accordingly.

Page 1, line 105, strike "CASINOS AND" and substitute "CASINOS,"

Page 1, line 109, strike "FUND."

SB19-002 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 10, line 9, strike "A" and substitute "ON OR AFTER JANUARY 31, 2020, A".

Page 32, strike lines 3 through 6.

Page 32, line 7, strike "assembly," and substitute "applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August
2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, ".

SB19-059 be referred to the Committee of the Whole with favorable recommendation.

SB19-085 be referred to the Committee of the Whole with favorable recommendation.

SB19-094 be referred to the Committee of the Whole with favorable recommendation.

SB19-099 be referred to the Committee of the Whole with favorable recommendation.

SB19-135 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 10, line 27, after "Appropriation." strike "(1)."

Page 11, line 1, strike "$1,300,000" and substitute "$650,000".

Page 11, strike line 4 and substitute "appropriation for operating expenses related to procurement and contracts.".

SB19-145 be referred to the Committee of the Whole with favorable recommendation.

SB19-155 be referred to the Committee of the Whole with favorable recommendation.

SB19-159 be referred to the Committee of the Whole with favorable recommendation.

SB19-160 be referred to the Committee of the Whole with favorable recommendation.

SB19-161 be referred to the Committee of the Whole with favorable recommendation.
SB19-163 be referred to the Committee of the Whole with favorable recommendation.

SB19-192 be referred to the Committee of the Whole with favorable recommendation.

SB19-197 be referred to the Committee of the Whole with favorable recommendation.

SB19-202 be referred to the Committee of the Whole with favorable recommendation.

_______________

On motion of Representative Garnett, HB19-1282, 1264, 1159, SB19-002, 059, 085, 094, 099, 135, 155, 159, HB19-1327, SB19-160, 161, 163, 192, 197, 202, 104, 187 were added to the Special Orders Calendar on April 23, 2019.

_______________

On motion of Representative Galindo, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to the Chair to act as Chairman.

_______________

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1282 by Representative(s) Singer and Michaelson Jenet--Concerning administration of the court-appointed special advocate program.

Amendment No. 1, Judiciary Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

Amendment No. 2, Appropriations Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 23, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1159 by Representative(s) Jaquez Lewis and Gray; also Senator(s) Danielson--Concerning modifications to the income tax credits for innovative motor vehicles.
Amendment No. 1, Finance Report, dated March 11, 2019, and placed in member's bill file; Report also printed in House Journal, March 12, 2019.

Amendment No. 2, Appropriations Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 23, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1325 by Representative(s) Hansen and McKean; also Senator(s) Priola and Bridges, Winter--Concerning increasing consumer access to electric motor vehicles by allowing electric motor vehicle manufacturers to sell their own electric motor vehicles directly to consumers.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1264 by Representative(s) Roberts and Wilson, Buentello; also Senator(s) Winter and Donovan--Concerning programmatic efficiency of the conservation easement tax credit program, and, in connection therewith, increasing the transparency of the program.

Amendment No. 1, Rural Affairs & Agriculture Report, dated April 1, 2019, and placed in member's bill file; Report also printed in House Journal, April 2, 2019.

Amendment No. 2, Appropriations Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 23, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

A motion by Representative Garnett that the Committee rise, report progress and beg leave to sit again later in the day, was adopted by unanimous consent. (Special Orders continued on page 1428.)

House reconvened.

The Committee of the Whole reported it had risen, reported progress and would sit again later in the day.

House in recess. House reconvened.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

After consideration on the merits, the Committee recommends the following:

SB19-171 be referred favorably to the Committee on Appropriations.

SB19-176 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 15 and 16 and substitute "COMPLETION OF DEVELOPMENTAL EDUCATION COURSES, APPLIES TOWARD EARNING A CERTIFICATE OR DEGREE AWARDED".

Page 3, line 18, strike "PROGRAM, OR" and substitute "PROGRAM, IS APPROVED BY THE DEPARTMENT OF HIGHER EDUCATION FOR TRANSFER FROM A TWO-YEAR INSTITUTION TO A FOUR-YEAR INSTITUTION IN SATISFACTION OF PREREQUISITE COURSES FOR A SPECIFIC MAJOR,".

Page 7, line 11, after "INCLUDING" add "WHETHER THE CREDITS APPLY TOWARD COMPLETION OF DEVELOPMENTAL EDUCATION COURSES,".

Page 7, line 13, strike "PROGRAMS," and substitute "PROGRAMS, WHETHER THE CREDITS ARE APPROVED BY THE DEPARTMENT OF HIGHER EDUCATION FOR TRANSFER FROM A TWO-YEAR INSTITUTION TO A FOUR-YEAR INSTITUTION IN SATISFACTION OF PREREQUISITE COURSES FOR A SPECIFIC MAJOR,".

Page 8, line 15, after "APPLIES" insert "TOWARD COMPLETION OF DEVELOPMENTAL EDUCATION COURSES,"

Page 8, line 18, strike "PROGRAM OR" and substitute "PROGRAM, IS APPROVED BY THE DEPARTMENT OF HIGHER EDUCATION FOR TRANSFER FROM A TWO-YEAR INSTITUTION TO A FOUR-YEAR INSTITUTION IN SATISFACTION OF PREREQUISITE COURSES FOR A SPECIFIC MAJOR,".

Page 14, line 17, strike "2020-21" and substitute "2019-20".

Page 15, line 27, strike "2022," and substitute "2021,".

Page 17, strike lines 17 and 18 and substitute:

"(4) (a) THE GENERAL ASSEMBLY MAY ANNUALLY APPROPRIATE MONEY TO THE DEPARTMENT FOR GRANTS AS PROVIDED IN THIS SECTION, INCLUDING MONEY FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501 AND MONEY FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION.

(b) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, EXPANSION OF CONCURRENT ENROLLMENT IS AN IMPORTANT ELEMENT IN IMPLEMENTING ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."
(c) NOTWITHSTANDING ANY".

Page 18, after line 15 insert:

"SECTION 8. In Colorado Revised Statutes, 22-54-103, amend (10)(a)(I); and add (10)(h) as follows:

22-54-103. Definitions. As used in this article 54, unless the context otherwise requires:

(10) (a) (I) "Pupil enrollment" means the number of pupils enrolled on the pupil enrollment count day within the applicable budget year, as evidenced by the actual attendance of such pupils prior to said date, except as otherwise provided in subparagraph (II) of this paragraph (a) SUBSECTIONS (10)(a)(II) AND (10)(h) OF THIS SECTION, plus the number of pupils expelled prior to the pupil enrollment count day within the applicable budget year who are receiving educational services pursuant to section 22-33-203 as of the pupil enrollment count day of the applicable budget year.

(h) (I) FOR THE 2019-20 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, WITH REGARD TO A PUPIL WHO IS SIMULTANEOUSLY ENROLLED IN A DISTRICT OR INSTITUTE CHARTER SCHOOL AND IN ONE OR MORE POSTSECONDARY COURSES, A DISTRICT OR INSTITUTE CHARTER SCHOOL MUST SUBMIT EVIDENCE OF:

(A) ENROLLMENT IN THE DISTRICT OR INSTITUTE CHARTER SCHOOL AND EVIDENCE, AS PROVIDED IN STATE BOARD RULE, OF ATTENDANCE FOR ANY SECONDARY COURSES THE PUPIL IS ENROLLED IN; AND

(B) ENROLLMENT IN ONE OR MORE POSTSECONDARY COURSES, BY SUBMITTING EVIDENCE, AS DESCRIBED IN STATE BOARD RULE, ONLY OF THE DISTRICT'S OR INSTITUTE CHARTER SCHOOL'S NONREFUNDABLE OBLIGATION TO PAY THE STUDENT SHARE OF TUITION FOR THE POSTSECONDARY COURSE ON BEHALF OF THE PUPIL.

(II) THE STATE BOARD BY RULE SHALL SPECIFY THE NUMBER OF SECONDARY AND POSTSECONDARY COURSE CREDIT HOURS THAT CONSTITUTE FULL-TIME AND PART-TIME MEMBERSHIP.".

Renumber succeeding sections accordingly.

Page 19, before line 20 insert:

"SECTION 11. In Colorado Revised Statutes, 22-35-104, amend as amended by House Bill 19-1206 (1)(c) as follows:

22-35-104. Enrollment in an institution of higher education - cooperative agreement. (1) (c) Notwithstanding the provisions of subsection (1)(a) of this section, BEGINNING WITH THE 2022-23 SCHOOL YEAR AND FOR SCHOOL YEARS THEREAFTER, a qualified student shall not MAY concurrently enroll in a developmental education course ONLY IF THE STUDENT IS INCLUDED WITHIN THE ENROLLING INSTITUTION'S DEVELOPMENTAL EDUCATION ENROLLMENT LIMITATION SPECIFIED IN SECTION 23-1-113.3 (1)(a)(I). A qualified student may enroll in gateway courses in English or mathematics, as defined in section 23-1-113 (11)(b.5), with additional supports, if needed, through supplemental academic instruction, as defined in section 23-1-113 (11)(e).".

Renumber succeeding sections accordingly.
SB19-190  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 11, line 21, strike "FOR THE PURPOSES" and substitute "TO IMPLEMENT THE TEACHER MENTOR GRANT PROGRAM, INCLUDING AN AMOUNT TO PAY THE DIRECT ADMINISTRATIVE".

Page 11, strike lines 22 and 23.

SB19-231  be referred favorably to the Committee on Appropriations.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1324  be referred to the Committee of the Whole with favorable recommendation.

SB19-036  be referred favorably to the Committee on Appropriations.

SB19-136  be referred favorably to the Committee on Appropriations.

SB19-165  be referred favorably to the Committee on Appropriations.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

SB19-149  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, line 2, before "(4)(f)," insert "(2), (3),".

Page 2, strike lines 23 through 25 and substitute:

"(XXV)  ONE PERSON WHO IS A REPRESENTATIVE OF AN ORGANIZATION FOR VICTIMS OF LABOR TRAFFICKING OR AN INDIVIDUAL WHO HAS EXTENSIVE PROFESSIONAL EXPERIENCE IN ADVOCATING FOR VICTIMS OF LABOR TRAFFICKING, TO BE APPOINTED BY THE GOVERNOR OR HIS OR HER DESIGNEE.

(2)  Each appointing authority described in subsection (1) of this section shall make his or her appointments to the council on or before August 1, 2014. THE TERM OF A COUNCIL MEMBER SERVING AS OF THE
EFFECTIVE DATE OF SENATE BILL 19-149, ENACTED IN 2019, OR ANY COUNCIL MEMBER APPOINTED AFTER THE EFFECTIVE DATE OF SENATE BILL 19-149, ENACTED IN 2019, WILL EXPIRE ON DECEMBER 31 OF THE YEAR THE TERM IS SET TO EXPIRE. THE SUCCEEDING APPOINTEE’S TERM WILL COMMENCE ON THE JANUARY 1 FOLLOWING THE EXPIRATION OF THE PRECEDING TERM. THE MEMBERS OF THE COUNCIL SHALL ELECT PRESIDING OFFICERS FOR THE COUNCIL, INCLUDING A CHAIR AND VICE-CHAIR, FROM AMONG THE COUNCIL MEMBERS APPOINTED PURSUANT TO SUBSECTION (1) OF THIS SECTION, WHICH PRESIDING OFFICERS SHALL SERVE TERMS OF TWO YEARS. COUNCIL MEMBERS MAY REELECT A PRESIDING OFFICER.

(3) (a) Each member of the council shall except as provided by subsection (3)(b) of this section, each council member must serve at the pleasure of his or her appointing authority for a term of four years. The appointing authority may reappoint the council member for an additional term or terms. Members of the council shall council members must serve without compensation but may be reimbursed for actual travel expenses incurred in the performance of their duties.

(b) Each council member appointed pursuant to subsections (1)(b)(I) to (1)(b)(IV), (1)(b)(XXII), and (1)(b)(XXIII) of this section after the effective date of Senate Bill 19-149, enacted in 2019, must serve at the pleasure of his or her appointing authority for a term of three years. The appointing authority may reappoint the council member for an additional term or terms. Council members must serve without compensation but may be reimbursed for actual travel expenses incurred in the performance of their duties.”.

SB19-196 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:


Page 5, strike lines 12 through 25 and substitute:

"(4) UPON EVALUATION OF THE SUBMITTED BIDS, THE CONTRACTING AGENCY OF GOVERNMENT MAY WAIVE THE REQUIREMENTS OF THIS SECTION FOR A PUBLIC PROJECT IF THE AGENCY OF GOVERNMENT DETERMINES THAT THERE IS SUBSTANTIAL EVIDENCE THAT THERE WERE NO RESPONSIVE, ELIGIBLE SUBCONTRACTORS AVAILABLE TO FULFILL THE MECHANICAL, ELECTRICAL, OR PLUMBING PORTIONS OF THE CONTRACT. EACH AGENCY OF GOVERNMENT THAT HAS CONTRACTS FOR PUBLIC
PROJECTS SUBJECT TO THE REQUIREMENTS OF THIS SECTION SHALL MAKE
PUBLIC ALL WAIVERS AND THE SPECIFIC RATIONALE FOR GRANTING THE
WAIVER. THE AGENCY OF GOVERNMENT SHALL POST NOTICE OF THE
WAIVER AND A JUSTIFICATION FOR THE WAIVER ON ITS WEBSITE.".

Page 7, strike lines 22 through 25 and substitute:
"(4) "EMPLOYEES" MEANS WORKERS WHO ARE EMPLOYEES
PURSUANT TO SECTION 8-4-101 (5), AND WHO ARE ENGAGED BY
CONTRACTORS OR SUBCONTRACTORS TO PERFORM JOBS ON VARIOUS TYPES
OF PUBLIC PROJECTS INCLUDING MECHANICS, LABORERS, AND OTHER
CONSTRUCTION WORKERS.".

Page 11, strike lines 16 through 18.
Reletter succeeding paragraphs accordingly.

Page 11, line 25, strike "MANNER;" and substitute "MANNER AS REQUIRED
BY THE STATE CONTRACT;".

Page 13, line 5, strike "(1)(e)" and substitute "(1)(d)".

Page 13, strike lines 8 through 10 and substitute "STATE AND THE
PROCEEDS DEPOSITED IN THE UNCLAIMED PROPERTY TRUST FUND CREATED
IN SECTION 38-13-116.6. NOTHING IN THIS SUBSECTION (1) SHALL BE".

Page 13, strike lines 14 through 27.

Page 14, strike lines 1 through 6.

Page 15, strike lines 19 through 22 and substitute:
"(3) CONTRACTS FOR PUBLIC WORKS PROJECTS SHALL CONTAIN
THE SPECIFIC OBLIGATIONS OF THE CONTRACTOR UNDER THIS SECTION
INCLUDING PROVISIONS REGARDING THE POSTING OF POSTERS ON THE JOB
SITE AS REQUIRED BY THIS SECTION AND THE DEPARTMENT'S PROCEDURES
FOR THE CONTRACTOR TO RECEIVE THE POSTERS.".

Page 17, strike line 12 and substitute "COMPLAINT FROM AN EMPLOYEE,
A FORMER EMPLOYEE, OR A CONTRACTING AGENCY DERIVED FROM AN
ANALYSIS OF CERTIFIED PAYROLL RECORDS, A".

Page 18, line 24, strike "DAYS," and substitute "DAYS FROM THE DATE OF
THE INITIAL DETERMINATION BY THE DEPARTMENT THAT A WILLFUL
VIOLATION OCCURRED,"

Page 18, line 27, strike "MAY" and substitute "SHALL".

Page 19, line 3, strike "MAY" and substitute "SHALL".

Page 19, line 4, strike "SECTION." and substitute "SECTION AND AN
ADMINISTRATIVE PROCESS FOR AN EMPLOYEE OR FORMER EMPLOYEE OF
A CONTRACTOR OR SUBCONTRACTOR TO FILE A COMPLAINT FOR A
VIOLATION OF THIS PART 2.".

Page 20, line 6, strike "TWO TIMES".
Page 21, after line 7 insert:

"SECTION 3. In Colorado Revised Statutes, 24-109-105, amend (2)(e) and (2)(f); and add (2)(g) as follows:

24-109-105. Debarment and suspension. (2) A person may be debarred for any of the following reasons:

(e) The person is currently under debarment by any other governmental entity which is based upon a settlement agreement or a final administrative or judicial determination issued by a federal, state, or local governmental entity; or

(f) The department of labor and employment has imposed three fines on a contractor within five years pursuant to section 8-17-104, C.R.S., for failure to satisfy Colorado labor requirements; or

(g) The person willfully falsified documentation or willfully misrepresented their qualifications required to comply with the contract."

Renumber succeeding section accordingly.

Page 21, line 19, strike "education," and substitute "education and the Auraria higher education center created in article 70 of title 23, Colorado Revised Statutes, ".

SB19-220 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 4, strike line 27 and substitute "RULES AUTHORIZING THE DISPOSAL OF A PLANT."

Page 5, strike lines 1 and 2 and substitute "THE RULES MAY AUTHORIZE SOME FORM OF REUSE OF THE PLANT IN ACCORDANCE"

SB19-221 be referred favorably to the Committee on Appropriations.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1087, 1172, 1213, 1238 at 9:25 a.m. on April 23, 2019.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-218 Amended in General Orders as printed in Senate Journal, April 19, 2019.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
with comment, as amended, **SB19-218 and 224**.

_______________

INTRODUCTION OF BILLS
First Reading

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

**HB19-1329** by Representative(s) Arndt and McKean; also Senator(s) Sonnenberg--Concerning the sales and use tax treatment of certain wholesale sales related to the production of agricultural products.
Committee on Finance

**HB19-1330** by Representative(s) Arndt; also Senator(s) Priola--Concerning an exemption from regulation by the division of professions and occupations in the department of regulatory agencies for persons who provide hair drying services only.
Committee on Business Affairs & Labor

**SB19-175** by Senator(s) Foote; also Representative(s) Roberts--Concerning the penalties imposed on the driver of a motor vehicle who causes serious bodily injury to a vulnerable road user, and, in connection therewith, making an appropriation.
Committee on Health & Insurance

**SB19-218** by Senator(s) Gonzales; also Representative(s) Jaquez Lewis--Concerning the continuation of the medical marijuana program, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.
Committee on Finance

_______________

House in recess. House reconvened.

_______________

On motion of Representative Gray, the House resolved itself into Committee of the Whole for continuation of consideration of Special Orders, and he returned to the Chair to act as Chairman.
SPECIAL ORDERS--SECOND READING OF BILLS
(Continued from page 1420)

SB19-133 by Senator(s) Ginal and Todd; also Representative(s)
Michaelson Jenet and Buckner--Concerning the regulation
of genetic counselors, and, in connection therewith,
making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-230 by Senator(s) Moreno; also Representative(s) Herod--
Concerning the Colorado refugee services program.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-002 by Senator(s) Winter and Fenberg; also Representative(s)
Roberts and Jackson--Concerning the regulation of student
education loan servicers, and, in connection therewith,
making an appropriation.

Amendment No. 1, Finance Report, dated April 17, 2019, and placed in
member's bill file; Report also printed in House Journal, April 18, 2019.

Amendment No. 2, Appropriations Report, dated April 23, 2019, and
placed in member's bill file; Report also printed in House Journal, April
23, 2019.

Representative Soper requested the bill be read at length. The bill was
read in part and the motion was withdrawn.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-059 by Senator(s) Moreno; also Representative(s) Buckner--
Concerning creation of an automatic enrollment in
advanced courses grant program in the department of
education, and, in connection therewith, making an
appropriation.

Amendment No. 1, by Representative(s) Wilson.

Amend reengrossed bill, page 4, after line 13 insert:

"(a) NOTIFY LOCAL EDUCATION PROVIDERS OF THE GRANT
PROGRAM, INCLUDING APPLICATION DEADLINES, TWICE WITHIN THE THREE
MONTHS BEFORE THE FIRST APPLICATION DEADLINE AFTER THE CREATION
OF THE GRANT PROGRAM, AND ONCE ANNUALLY THEREAFTER;".

Reletter succeeding paragraphs accordingly.

Amendment No. 2, by Representative(s) Buckner.

Amend reengrossed bill, page 8, after line 6 insert:
"(5) A LOCAL EDUCATION PROVIDER THAT IS AWARDED A GRANT
PURSUANT TO THIS PART 2 MAY NOT USE THE GRANT MONEY FOR THE
PURPOSE OF HIRING NEW TEACHERS."

Renumber succeeding subsection accordingly.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-094 by Senator(s) Lundeen and Todd, Gardner, Hill,
Sonnenberg, Zenzinger; also Representative(s) Garnett,
Buckner--Concerning the legislative interim committee on
school finance.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

HB19-1327 by Representative(s) Garnett and Neville, Roberts,
Van Winkle; also Senator(s) Donovan and Cooke, Priola--
Concerning sports betting, and, in connection therewith,
submitting to the registered electors of the state of
Colorado a ballot measure authorizing the collection of a
tax on the net proceeds of sports betting through licensed
casinos and directing the revenues generated through
collection of the sports betting tax to specified public
purposes, including the state water plan through creation
of the water plan implementation cash fund.

Amendment No. 1, Appropriations Report, dated April 23, 2019, and
placed in member's bill file; Report also printed in House Journal, April
23, 2019.

Amendment No. 2, by Representative(s) Garnett.

Amend printed bill, page 24, line 5, strike "AT LEAST".

Page 24, strike lines 12 through 27.

Page 25, strike lines 1 through 3 and substitute:
"(2) (a) (I) THE COMMISSION MAY ISSUE A MASTER LICENSE, UPON
THE APPLICANT'S PAYMENT OF ANY REQUIRED FEES AND COMPLIANCE
WITH ALL OTHER REQUIREMENTS OF THIS PART 15, TO A PERSON THAT
HOLDS A RETAIL GAMING LICENSE AS DESCRIBED IN SECTION 44-30-501
(1)(c). A PERSON HOLDING MORE THAN ONE RETAIL GAMING LICENSE MAY
BE ISSUED ONE MASTER LICENSE FOR EACH RETAIL GAMING LICENSE IT
HOLDS.

(II) THE PURCHASE OF AN EXISTING OWNERSHIP INTEREST IN A
CASINO REQUIRING THE ISSUANCE OF A NEW RETAIL GAMING LICENSE DOES
NOT PROHIBIT THE TRANSFER OF AN EXISTING MASTER LICENSE WITH THE
OWNERSHIP INTEREST, SUBJECT TO APPROVAL BY THE COMMISSION.

(III) A MASTER LICENSEE SHALL CONDUCT SPORTS BETTING ON ITS
PREMISES IN ACCORDANCE WITH THIS PART 15 AND SHALL NOT TRANSFER
ITS LICENSED SPORTS BETTING OPERATION TO BE CONDUCTED AT ANY
FACILITY LOCATED OUTSIDE THE CITY OF CENTRAL, THE CITY OF BLACK
HAWK, OR THE CITY OF CRIPPLE CREEK, REGARDLESS OF WHETHER THAT
FACILITY IS LICENSED TO MANUFACTURE OR SELL ALCOHOL BEVERAGES
UNDER THIS TITLE 44; LICENSED AS A CLASS B TRACK OR SIMULCAST
FACILITY UNDER ARTICLE 32 OF THIS TITLE 44; LICENSED AS A LOTTERY
SALES AGENT UNDER SECTION 44-40-107; OR LICENSED TO CONDUCT
BINGO OR RAFFLES UNDER PART 6 OF ARTICLE 21 OF TITLE 24. THIS
SUBSECTION (2)(a)(III) DOES NOT PROHIBIT SPORTS BETTING THROUGH A
LICENSED INTERNET SPORTS BETTING OPERATOR BY A CUSTOMER USING
HIS OR HER OWN COMPUTER OR MOBILE OR INTERACTIVE DEVICE
ANYWHERE IN THE STATE.

(IV) A MASTER LICENSE EXPIRES TWO YEARS AFTER THE DATE OF
ISSUANCE BUT MAY BE RENEWED UPON THE FILING AND APPROVAL OF AN
APPLICATION FOR RENEWAL.

Page 26, line 7, after "(4)" insert "EACH LICENSE ISSUED PURSUANT TO
THIS SECTION EXPIRES TWO YEARS AFTER ISSUANCE BUT MAY BE RENEWED
UPON THE FILING AND APPROVAL OF AN APPLICATION FOR RENEWAL.".

Page 27, line 7, strike "BETTING" and substitute "BETTING, OTHER THAN
BY A CUSTOMER USING HIS OR HER OWN COMPUTER OR MOBILE OR
INTERACTIVE DEVICE THROUGH AN INTERNET SPORTS BETTING
OPERATION,".

Amendment No. 3, by Representative(s) Garnett.

Amend printed bill, page 3, line 9, strike "1992" and substitute "1991".

Page 11, after line 26 insert:
"SECTION 9. In Colorado Revised Statutes, 44-30-401, amend
(1)(d) as follows:

44-30-401. Conflict of interest. (1) Members of the commission
and employees of the division are declared to be in positions of public
trust. In order to ensure the confidence of the people of the state in the
integrity of the division, its employees, and the commission, the following
restrictions shall apply:

(d) No member of the commission or employee of the division,
including the director, and no member of their immediate families, shall
participate in limited gaming OR SPORTS BETTING.".

Renumber succeeding sections accordingly.

Page 18, line 2, after "ISSUE," insert "DENY,".

Page 18, line 4, strike "COMMISSION." and substitute "COMMISSION AND
MAY ASSESS FINES AND PENALITIES FOR VIOLATIONS OF THIS PART 15.".

Page 19, strike lines 9 through 14.

Renumber succeeding subsections accordingly.

Page 19, line 27, change the comma to a semicolon and strike "IN THE
COMMUNITY WHERE THE".

Page 20, strike line 1.

Page 20, line 13, strike "(4)" and substitute "(3)".
Strike "(4)(b) TO (4)(e)" and substitute "(3)(b) TO (3)(e)" on: Page 20, lines 5, 8, and 11.


Amendment No. 4, by Representative(s) Garnett.

Amend printed bill, page 28, line 17, after the period add "IN THE EVENT OF A WAGER PLACED BY A PERSON LATER DETERMINED TO BE INELIGIBLE, THE SPORTS BETTING OPERATOR SHALL REFUND THE WAGER IF POSSIBLE OR, IF A REFUND IS NOT POSSIBLE, SHALL REMIT THE AMOUNT OF THE WAGER TO THE COMMISSION FOR TRANSFER TO THE SPORTS BETTING FUND."

Page 32, line 9, strike "SUBPOENA, DISCOVERY," and substitute "SUBPOENA".

Page 39, line 20, strike "_______" and substitute "TWENTY-NINE MILLION".

Page 42, line 9, strike "12, and 13" and substitute "13, and 14".

Page 42, line 11, strike "11" and substitute "12".

Page 42, line 14, strike "11" and substitute "12".

Page 42, line 17, strike "12, and 13" and substitute "13, and 14".

Page 42, line 19, strike "11" and substitute "12".

Page 42, line 20, strike "13" and substitute "14".

Amendment No. 5, by Representative(s) Garnett.

Amend printed bill, page 35, line 9, after the comma insert "TO THE EXTENT THE UNEXPENDED AND UNENCUMBERED BALANCE IN THE FUND SO PERMITS,".

Page 35, strike lines 25 through 27.

Page 36, strike lines 1 through 22 and substitute:

"(c) THIRD, TRANSFER AN AMOUNT EQUAL TO SIX PERCENT OF THE FULL FISCAL YEAR SPORTS BETTING TAX REVENUES TO THE WAGERING REVENUE RECIPIENTS HOLD-HARMLESS FUND, REFERRED TO IN THIS SECTION AS THE "HOLD-HARMLESS FUND", WHICH IS HEREBY CREATED IN THE STATE TREASURY, FROM WHICH THE STATE TREASURER SHALL MAKE DISBURSEMENTS AS DIRECTED BY THE COMMISSION AS FOLLOWS:

(I) THE COMMISSION SHALL ACCEPT APPLICATIONS FROM THE FOLLOWING PERSONS AND ENTITIES FOR ANNUAL, LUMP-SUM PAYMENTS TO OFFSET ANY LOSS OF REVENUE THAT THEY CAN DEMONSTRATE, TO THE COMMISSION'S SATISFACTION, IS ATTRIBUTABLE TO SPORTS BETTING:

(A) THE STATE HISTORICAL FUND CREATED BY SECTION 9 (5)(b)(II) OF ARTICLE XVIII OF THE STATE CONSTITUTION;

(B) THE COLLEGES DESCRIBED IN SECTION 44-30-702 (4)(a);
(C) The cities of Central, Black Hawk, and Cripple Creek;
(D) The counties of Gilpin and Teller; and
(E) Any persons or entities who benefit from purse funds
collected pursuant to section 44-32-702 (1)(c) or 44-32-705.

(II) The commission shall establish, by rule, an annual
schedule for the acceptance of applications; the form and
manner in which applications must be made; its criteria for
verifying the amount of each applicant's revenue loss
attributable to sports betting; and the date on which
distributions from the hold-harmless fund are to be made.

(III) If, on the annual date of distribution, there is not
sufficient money in the hold-harmless fund to pay all verified
losses, the commission shall direct the state treasurer to
reduce the amount of all claims by a uniform percentage so that
applicants receive a share of the money proportionate to their
verified losses.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-099 by Senator(s) Todd; also Representative(s) Tipper--
Concerning the "Revised Uniform Athlete Agents Act
(2015)", and, in connection therewith, making an
appropriation.

Amendment No. 1, Business Affairs & Labor Report, dated April 10,
2019, and placed in member's bill file; Report also printed in House

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-155 by Senator(s) Williams A. and Priola; also
Representative(s) Kraft-Tharp and Snyder--Concerning the
continuation of the state board of accountancy, and, in
connection therewith, implementing the recommendations
contained in the 2018 sunset report by the department of
regulatory agencies.

Amendment No. 1, Business Affairs & Labor Report, dated April 17,
2019, and placed in member's bill file; Report also printed in House
Journal, April 18, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Liston moved to amend the Report of the Committee of
the Whole to reverse the action taken by the Committee in not adopting
the following Williams amendment, to HB 19-1325, to show that said
amendment passed, and that HB 19-1325, as amended, passed.
Amend printed bill, page 3, line 16, strike "AND".

Page 3, line 17, strike "OPERATION." and substitute "OPERATION, AND WEIGHS LESS THAN TEN THOUSAND POUNDS WHEN UNLADEN.".

The amendment was declared lost by the following roll call vote:

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Representatives Melton and Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting HB 19-1325, to show that HB 19-1325 lost.

The amendment was declared lost by the following roll call vote:

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Speaker
Representatives Melton and Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Melton amendment, to HB 19-1325, to show that said amendment passed, and that HB 19-1325, as amended, passed.

Amend printed bill, page 3, strike line 12 and substitute "MANUFACTURER; EXCEPT THAT SUCH AN ELECTRIC MOTOR VEHICLE MANUFACTURER MAY OWN, OPERATE, AND CONTROL NO MORE THAN FOUR SUCH MOTOR VEHICLE DEALERS."

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-133, to show that said amendment passed, and that SB 19-133, as amended, passed.

Amend reengrossed bill, page 11, after line 20 insert:

"(l) HAS USED PLANNED PARENTHOOD IN CONNECTION WITH PRENATAL GENETIC TESTING;".

Reletter succeeding paragraphs accordingly.

Page 33, line 18, strike "OR".

Page 33, after line 18 insert:

"(l) HAS USED PLANNED PARENTHOOD IN CONNECTION WITH PRENATAL GENETIC TESTING; OR".

Reletter succeeding paragraph accordingly.

The amendment was declared lost by the following roll call vote:
Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 8, line 26, after "(6)" insert "and (7)".

Page 9, after line 12 insert:

"(7) ON AND AFTER JANUARY 1, 2020, PRIOR TO CREATING A CONSERVATION EASEMENT IN GROSS, THE OWNER OF THE PROPERTY GRANTING THE EASEMENT MUST HAVE OWNED THE PROPERTY SUBJECT TO THE EASEMENT FOR NOT LESS THAN FIVE CONSECUTIVE YEARS PRIOR TO THE CREATION OF THE EASEMENT. ANY CONSERVATION EASEMENT IN GROSS CREATED IN VIOLATION OF THIS SUBSECTION (7) SHALL BE VOID AND NOT ENFORCEABLE AGAINST THE PROPERTY OWNER OR ANY OTHER PARTY.".

The amendment was declared lost by the following roll call vote:

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</table>
Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 8, line 26, after "(6)" insert "and (7)".

Page 9, after line 12 insert:

"(7) ANY PROPERTY THAT IS SUBJECT TO A CONSERVATION EASEMENT IN GROSS CREATED OR MODIFIED ON OR AFTER JANUARY 1, 2020, SHALL BE ACCESSIBLE TO THE PUBLIC AND OPEN TO APPROPRIATE PUBLIC USE IF:

(a) THE PROPERTY ADJOINS OR OTHERWISE TOUCHES FEDERAL LAND OR LAND MANAGED BY THE UNITED STATES BUREAU OF LAND MANAGEMENT, FOREST SERVICE, OR DEPARTMENT OF DEFENSE WITHIN THE STATE; OR

(b) THE EASEMENT OR THE PROPERTY SUBJECT TO THE EASEMENT WERE PROCURED WITH ANY FINANCIAL OR OTHER ASSISTANCE FROM THE GREAT OUTDOORS COLORADO PROGRAM."

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.
Amend printed bill, page 19, strike lines 26 and 27 and substitute:

"SECTION 15. In Colorado Revised Statutes, 39-22-522, add (12) as follows:

39-22-522. Credit against tax - conservation easements.

(12) The executive director of the department of regulatory agencies shall work with the appropriate public officials in each county or city and county to conduct an accounting of the conservation easements in gross that have been created with respect to any land, water area, airspace above the land or water, or water rights beneficially used upon that land or water area within the state since January 1, 1998. The accounting must include a geographic information system database and corresponding map displaying the boundaries of each easement in the state relative to county boundaries and other relevant mapping information. The department of regulatory agencies may provide, in its discretion, reasonable reimbursement to a county for its cost in providing or contracting to provide information for the accounting.

SECTION 16. Appropriation. For the 2019-20 state fiscal year, $250,000 is appropriated to the department of regulatory agencies. This appropriation is from the general fund. To implement this act, the department may use this appropriation for reimbursement to counties for their costs in providing or contracting to provide information for an accounting of conservation easements."

Renumber succeeding sections accordingly.

Page 20, strike lines 1 through 13.

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 19, after line 25 insert:

"SECTION 15. In Colorado Revised Statutes, 39-22-522, add (7)(k) as follows:

39-22-522. Credit against tax - conservation easements.
(7) For income tax years commencing on or after January 1, 2000, a taxpayer may transfer all or a portion of a tax credit granted pursuant to subsection (2) of this section to another taxpayer for such other taxpayer, as transferee, to apply as a credit against the taxes imposed by this article subject to the following limitations:
(7) **ON AND AFTER JANUARY 1, 2020, ANY PERSON WHO BROKERS OR OTHERWISE FACILITATES THE TRANSFER OF ALL OR A PORTION OF A TAX CREDIT PURSUANT TO THIS SUBSECTION (7) SHALL PAY A FEE TO THE DEPARTMENT OF REGULATORY AGENCIES TO BE DEPOSITED INTO THE CONSERVATION EASEMENT TAX CREDIT PROGRAM LANDOWNER COMPENSATION FUND, WHICH FUND IS HEREBY CREATED IN THE STATE TREASURY. THE AMOUNT OF THE FEE SHALL BE EQUAL TO THE LESSER OF TWO HUNDRED DOLLARS OR TWO PERCENT OF THE AMOUNT OF ANY CHARGE IMPOSED BY THE PERSON WHO BROKERS OR FACILITATES THE TRANSFER OF A TAX CREDIT. MONEY IN THE FUND SHALL BE AVAILABLE FOR APPROPRIATION TO THE DEPARTMENT OF REGULATORY AGENCIES TO PROVIDE COMPENSATION OR OTHER RELIEF TO TAXPAYERS WHO CLAIMED CREDITS PURSUANT TO THIS SECTION AND WHOSE TAX CREDITS WERE DENIED IN WHOLE OR IN PART. THE DEPARTMENT MAY ADOPT ELIGIBILITY CRITERIA FOR RECEIVING SUCH COMPENSATION IN CONJUNCTION WITH THE WORKING GROUP ESTABLISHED PURSUANT TO SECTION 12-61-1106 (14.5).".".

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 4, line 21, strike "2026." and substitute "2022."

Page 5, line 18, strike "JULY 1, 2026." and substitute "JULY 1, 2022."

Page 15, line 20, strike "2026." and substitute "2022."

Page 16, line 17, strike "2026." and substitute "2022."

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 8, after line 12 insert:

"(d) THE WORKING GROUP SHALL MEET AT LEAST THREE TIMES WITH THE AFFECTED LANDOWNERS BEFORE DECEMBER 31, 2019."

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to HB 19-1264, to show that said amendment passed, and that HB 19-1264, as amended, passed.

Amend printed bill, page 19, after line 25 insert:

"SECTION 15. In Colorado Revised Statutes, 39-22-522, add (12) as follows:

39-22-522. Credit against tax - conservation easements.

(12) THERE IS HEREBY CREATED THE CONSERVATION EASEMENT TAX CREDIT PROGRAM LANDOWNER COMPENSATION FUND IN THE STATE TREASURY. MONEY IN THE FUND SHALL BE AVAILABLE FOR APPROPRIATION TO THE DEPARTMENT OF REGULATORY AGENCIES TO PROVIDE COMPENSATION OR OTHER RELIEF TO TAXPAYERS WHO CLAIMED CREDITS PURSUANT TO THIS SECTION AND WHOSE TAX CREDITS WERE DENIED IN WHOLE OR IN PART. THE DEPARTMENT MAY ADOPT ELIGIBILITY CRITERIA FOR RECEIVING SUCH COMPENSATION IN CONJUNCTION WITH THE WORKING GROUP ESTABLISHED PURSUANT TO SECTION 12-61-1106 (14.5)."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Y</td>
<td>Roberts</td>
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</tbody>
</table>

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) was considered on Third Reading. The title(s) was publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1124 by Representative(s) Benavidez and Lontine, Buckner, Caraveo, Coleman, Duran, Galindo, Gonzales-Gutierrez, Hooton, Melton; also Senator(s) Foote and Gonzalez--Concerning clarification of the authority of criminal justice officials with respect to the enforcement of certain federal civil laws.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
<th>YES</th>
<th>36</th>
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<td>Lewis</td>
<td>N</td>
<td>Singer</td>
<td>Y</td>
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</tbody>
</table>
On motion of Representative Singer, the House resolved itself into Committee of the Whole for continuation of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1312 by Representative(s) Mullica, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Duran, Esgar, Froelich, Gray, Hansen, Jaquez Lewis, Kennedy, Kipp, McCluskie, Melton, Michaelson Jenet, Roberts, Snyder, Tipper, Valdez A.; also Senator(s) Gonzales and Priola--Concerning modernizing immunization requirements for school entry to improve vaccination rates.

Amendment No. 1, Health & Insurance Report, dated April 15, 2019, and placed in member's bill file; Report also printed in House Journal, April 16, 2019.

Amendment No. 2, by Representative(s) Soper.

Amend corrected printed bill, page 8, after line 8 insert:

"(IV) THE CERTIFICATE OF A RELIGIOUS OR PERSONAL BELIEF EXEMPTION FORM DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT MUST NOT REQUIRE A PARENT OR LEGAL GUARDIAN, OR STUDENT WHO IS EMANCIPATED OR EIGHTEEN YEARS OF AGE OR OLDER, TO PROVIDE ANY INFORMATION THAT WOULD IDENTIFY THE RELIGIOUS FAITH OF THE PARENT OR LEGAL GUARDIAN, OR STUDENT WHO IS EMANCIPATED OR EIGHTEEN YEARS OF AGE OR OLDER, WHO IS CLAIMING
THE EXEMPTION. THE IMMUNIZATION TRACKING SYSTEM CREATED IN
SECTION 25-4-2403 MUST NOT RECEIVE OR STORE ANY INFORMATION THAT
WOULD IDENTIFY THE RELIGIOUS FAITH OF THE PARENT OR LEGAL
GUARDIAN, OR STUDENT WHO IS EMANCIPATED OR EIGHTEEN YEARS OF
AGE OR OLDER, WHO IS CLAIMING THE EXEMPTION.".

As amended, laid over until April 24, 2019, retaining place on Calendar.

________________________

A motion by Representative Garnett that the Committee rise, report
progress and beg leave to sit again at 12:05 a.m., April 24, 2019 was
adopted by unanimous consent.

________________________

House reconvened.

The Committee of the Whole reported it had risen, reported progress and
would sit again at 12:05 a.m., April 24, 2019.

________________________

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the
Calendar were laid over until April 24, retaining place on Calendar:

Consideration of Special Orders will continue when House Convenes on
April 24, 2019.

Consideration of Special Orders--HB19-1312 amended, SB19-159, 160,
161, 163, 192, 197, 202, 104, 187, 085, 135.
Consideration of General Orders--SB19-001, 168.
Consideration of Conference Committee Report(s)--SB19-090.
Consideration of Resolution(s)--HR19-1006, SJR19-009.
Consideration of Senate Amendment(s)--HB19-1189, 1244, 1253.

________________________

On motion of Representative Garnett, the House adjourned until
12:05 a.m., April 24, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARIlyn EDDINS,
Chief Clerk
Prayer by Representative Meg Froelich.

The Speaker called the House to order at 12:05 a.m.

Pledge of Allegiance led by Representative Matt Soper.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Buckner, Buentello, Herod, Melton--4.
Present after roll call--Representative(s) Buckner, Buentello, Herod, Melton.

The Speaker declared a quorum present.

On motion of Representative Pelton, the House Journal of April 23, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

SB19-216 be referred favorably to the Committee on Appropriations.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

SB19-030 be referred favorably to the Committee on Appropriations.
MESSAGE FROM THE SENATE

The Senate has voted to concur in House Amendments to SB19-178 and the bill has been repassed as amended.

INTRODUCTION OF BILL

First Reading

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

SB19-224 by Senator(s) Gonzales and Fenberg; also Representative(s) Herod and Van Winkle--Concerning the continuation of the regulated marijuana programs, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Committee on Finance

The following bills on Special Orders Calendar were laid over from Tuesday, April 23, 2019: HB19-1312 amended, SB19-159, 160, 161, 163, 192, 197, 202, 104, 187, 085, 135.

The Special Orders Calendar was continued from House Journal, April 23, 2019, page 1443.

On motion of Representative Singer, the House resolved itself into Committee of the Whole for continuation of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1312 by Representative(s) Mullica, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Duran, Esgar, Froelich, Gray, Hansen, Jaquez Lewis, Kennedy, Kipp, McCluskie, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Tipper, Valdez A.; also Senator(s) Gonzales and Priola--Concerning modernizing immunization requirements for school entry to improve vaccination rates.
Amendment No. 3, by Representative(s) Mullica.

Amend corrected printed bill, page 4, line 17, strike "(a)" and substitute "(a)(I)".

Page 4, after line 24 insert:

"(II) A STUDENT WHO COMPLIES WITH COMPULSORY SCHOOL ATTENDANCE BY PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM, PURSUANT TO SECTION 22-33-104.5, OR AN INDEPENDENT SCHOOL PROVIDING A BASIC ACADEMIC EDUCATION, AS DESCRIBED IN SECTION 22-33-104 (2)(b), IS NOT REQUIRED TO COMPLY WITH SUBSECTION (1)(a)(I) OF THIS SECTION. A STUDENT MAY COMPLY WITH SECTION 22-33-104.5 (3)(g) BY MAINTAINING AN UP-TO-DATE CERTIFICATION OF IMMUNIZATION.".

Page 6, after line 13 insert:

"(IV) A STUDENT WHO COMPLIES WITH COMPULSORY SCHOOL ATTENDANCE BY PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM, PURSUANT TO SECTION 22-33-104.5, OR AN INDEPENDENT SCHOOL PROVIDING A BASIC ACADEMIC EDUCATION, AS DESCRIBED IN SECTION 22-33-104 (2)(b), IS NOT REQUIRED TO COMPLY WITH SUBSECTIONS (2)(a)(I) TO (2)(a)(III) OF THIS SECTION. A PARENT, LEGAL GUARDIAN, OR STUDENT MAY COMPLY WITH SECTION 22-33-104.5 (3)(g) BY MAINTAINING A CERTIFICATION FROM A LICENSED PHYSICIAN, PHYSICIAN ASSISTANT, OR ADVANCED PRACTICE NURSE THAT ONE OR MORE SPECIFIED IMMUNIZATIONS WOULD ENDANGER THE STUDENT'S LIFE OR HEALTH OR IS MEDICALLY CONTRAINDICATED DUE TO OTHER MEDICAL CONDITIONS.".

Page 8, after line 8 insert:

"(IV) A STUDENT WHO COMPLIES WITH COMPULSORY SCHOOL ATTENDANCE BY PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM, PURSUANT TO SECTION 22-33-104.5, OR AN INDEPENDENT SCHOOL PROVIDING A BASIC ACADEMIC EDUCATION, AS DESCRIBED IN SECTION 22-33-104 (2)(b), IS NOT REQUIRED TO COMPLY WITH SUBSECTIONS (2)(b)(I) TO (2)(b)(III) OF THIS SUBSECTION. A PARENT OR LEGAL GUARDIAN, OR STUDENT WHO IS EMANCIPATED OR EIGHTEEN YEARS OF AGE OR OLDER, MAY COMPLY WITH SECTION 22-33-104.5 (3)(g) BY MAINTAINING A STATEMENT OF EXEMPTION THAT THE PARENT, LEGAL GUARDIAN, OR STUDENT IS AN ADHERENT TO A RELIGIOUS BELIEF WHOSE TEACHINGS ARE OPPOSED TO IMMUNIZATIONS OR THAT THE PARENT, LEGAL GUARDIAN, OR STUDENT HAS A PERSONAL BELIEF THAT IS OPPOSED TO IMMUNIZATIONS.".

Amendment No. 4, by Representative(s) Mullica.

Amend corrected printed bill, page 9, strike lines 7 through 20 and substitute:

"25-4-904. Rules and regulations - immunization rules - rule-making authority of state board of health. (1) The state board of health shall establish rules and regulations for administering this part 9. Such rules and regulations shall be required and the manner and frequency of their administration and shall conform to recognized standard medical practices. In addition to the immunizations required by state
BOARD OF HEALTH RULES AS OF THE EFFECTIVE DATE OF THIS SUBSECTION (1), AS AMENDED, THE STATE BOARD OF HEALTH SHALL ADOPT RULES THAT REQUIRE THE HEPATITIS A, ROTAVIRUS, AND MENINGOCOCCAL IMMUNIZATIONS."

Page 9, strike line 21 and substitute "THE STATE"

Amendment No. 5, by Representative(s) Mullica.

Amend corrected printed bill, page 5, line 11, before "(6)" insert "(2.3) and"

Page 8, after line 8 insert:

"(2.3)(a) THE FORMS DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST BE LIMITED TO REQUESTS FOR INFORMATION RELATED TO COLLECTING DATA PERTAINING TO AN EXEMPTION, INCLUDING BUT NOT LIMITED TO:

(I) DEMOGRAPHIC INFORMATION FOR THE STUDENT, PARENT, OR LEGAL GUARDIAN;

(II) SCHOOL INFORMATION;

(III) IMMUNIZATION INFORMATION; AND

(IV) TYPE OF EXEMPTION CLAIMED.

(b) THE FORMS DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING WHERE A PERSON CAN ACCESS CREDIBLE AND SCIENTIFIC-BASED INFORMATION REGARDING THE BENEFITS AND RISKS OF IMMUNIZATIONS.

(c) (I) THE FORM DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2)(a)(II) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING THE PARENT'S OR LEGAL GUARDIAN'S OPTION TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM CREATED IN SECTION 25-4-2403, AND THE OPTION FOR A PARENT OR LEGAL GUARDIAN TO INDICATE ON THE FORM THE CHOICE TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM.

(II) THE FORM DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2)(b)(II) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING THE PARENT'S, LEGAL GUARDIAN'S, OR STUDENT'S, AS DESCRIBED IN SUBSECTION (2)(b)(I) OF THIS SECTION, OPTION TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM CREATED IN SECTION 25-4-2403, AND THE OPTION FOR A PARENT, LEGAL GUARDIAN, OR STUDENT, AS DESCRIBED IN SUBSECTION (2)(b)(I) OF THIS SECTION, TO INDICATE ON THE FORM THE CHOICE TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM.".

Amendment No. 6, by Representative(s) Mullica.

Amend the Amendment No. 5, by Representative Mullica, as printed in the House Journal page 1448, line 20, strike "GUARDIAN;" and substitute "GUARDIAN, NOT INCLUDING A SOCIAL SECURITY NUMBER;".

Page 5, line 11, before ")" insert "(2.3) and".

Page 8, after line 8 insert:

"(2.3)(a) THE FORMS DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST BE LIMITED TO REQUESTS FOR INFORMATION RELATED TO COLLECTING DATA PERTAINING TO AN EXEMPTION, INCLUDING BUT NOT LIMITED TO:

(I) DEMOGRAPHIC INFORMATION FOR THE STUDENT, PARENT, OR LEGAL GUARDIAN;

(II) SCHOOL INFORMATION;

(III) IMMUNIZATION INFORMATION; AND

(IV) TYPE OF EXEMPTION CLAIMED.

(b) THE FORMS DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING WHERE A PERSON CAN ACCESS CREDIBLE AND SCIENTIFIC-BASED INFORMATION REGARDING THE BENEFITS AND RISKS OF IMMUNIZATIONS.

(c) (I) THE FORM DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2)(a)(II) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING THE PARENT'S OR LEGAL GUARDIAN'S OPTION TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM CREATED IN SECTION 25-4-2403, AND THE OPTION FOR A PARENT OR LEGAL GUARDIAN TO INDICATE ON THE FORM THE CHOICE TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM.

(II) THE FORM DEVELOPED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2)(b)(II) OF THIS SECTION MUST INCLUDE INFORMATION REGARDING THE PARENT'S, LEGAL GUARDIAN'S, OR STUDENT'S, AS DESCRIBED IN SUBSECTION (2)(b)(I) OF THIS SECTION, OPTION TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM CREATED IN SECTION 25-4-2403, AND THE OPTION FOR A PARENT, LEGAL GUARDIAN, OR STUDENT, AS DESCRIBED IN SUBSECTION (2)(b)(I) OF THIS SECTION, TO INDICATE ON THE FORM THE CHOICE TO EXCLUDE THE STUDENT'S IMMUNIZATION INFORMATION FROM THE INFORMATION TRACKING SYSTEM.".

Amendment No. 6, by Representative(s) Mullica.

Amend the Amendment No. 5, by Representative Mullica, as printed in the House Journal page 1448, line 20, strike "GUARDIAN;" and substitute "GUARDIAN, NOT INCLUDING A SOCIAL SECURITY NUMBER;".
Page 1448, after line 48 insert:

"(d) ANY FORM CONTAINING DEMOGRAPHIC INFORMATION FOR THE STUDENT, PARENT, OR LEGAL GUARDIAN, SCHOOL INFORMATION, IMMUNIZATION INFORMATION, TYPE OF EXEMPTION CLAIMED, OR CHOICE OF WHETHER TO EXCLUDE THE STUDENT’S IMMUNIZATION INFORMATION FROM THE IMMUNIZATION TRACKING SYSTEM SHALL BE DESTROYED AS SOON AS IS REASONABLY PRACTICABLE BY A LICENSED PHYSICIAN, PHYSICIAN ASSISTANT AUTHORIZED PURSUANT TO SECTION 12-36-106(5), ADVANCED PRACTICE NURSE, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR LOCAL HEALTH AGENCY, WHICHEVER IS APPLICABLE."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-159 by Senator(s) Bridges and Donovan, Crowder, Ginal, Williams A.; also Representative(s) McCluskie--Concerning the continuation of the passenger tramway safety board, and, in connection therewith, implementing some of the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-160 by Senator(s) Winter, Donovan; also Representative(s) McCluskie--Concerning the continuation of the river outfitter licensing program.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-161 by Senator(s) Bridges and Story, Lundeen, Hill, Todd; also Representative(s) Kipp--Concerning the continuation of the state advisory council for parent involvement in education, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Amendment No. 1, by Representative(s) Kipp.

Amend reengrossed bill, page 2, line 19, strike "repeal" and substitute "amend".

Page 2, strike lines 21 through 24 and substitute:

"22-7-306. Repeal of part. (1) This part 3 is repealed, effective July 1, 2019 SEPTEMBER 1, 2024.
(2) Prior to said repeal, the council shall be reviewed as provided in section 2-3-1203, C.R.S."

Page 3, line 1, strike "(8)(a)(IV)" and substitute "(8)(a)(IV); and add (15)(a)(VI)".
Page 3, after line 7, insert:

"(15) (a) The following statutory authorizations for the designated
advisory committees are scheduled for repeal on September 1, 2024:
(VI) THE COLORADO STATE ADVISORY COUNCIL FOR PARENT
INVOLVEMENT IN EDUCATION CREATED IN SECTION 22-7-303.".

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-163 by Senator(s) Marble; also Representative(s) Galindo--
Concerning the continuation of the cold case task force,
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Geitner moved to amend the Report of the Committee of
the Whole to reverse the action taken by the Committee in not adopting
the following Geitner amendment, to Amendment No. 5, by
Representative Mullica (printed in House Journal, page 1448), to
HB 19-1312, to show that the Geitner amendment passed, and that
HB 19-1312, as amended, passed.

Amend proposed floor amendment, page 1448, after line 23 insert:

"(b) THE FORMS DEVELOPED BY THE DEPARTMENT OF PUBLIC
HEALTH AND ENVIRONMENT PURSUANT TO SUBSECTION (2) OF THIS
SECTION MUST NOT REQUIRE OR INCLUDE ANY PERSONALLY IDENTIFIABLE
INFORMATION.".

Reletter succeeding subsections accordingly.

The amendment was declared lost by the following roll call vote:
Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1312, to show that said amendment passed, and that HB 19-1312, as amended, passed.

Amend corrected printed bill, page 10, strike lines 20 through 22 and substitute:

"SECTION 6. Refer to people under referendum. At the election held on November 3, 2020, the secretary of state shall submit this act by its ballot title to the registered electors of the state for their approval or rejection. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall there be a change to the Colorado Revised Statutes to modernize immunization requirements for school entry to improve vaccination rates?" Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if a majority of the electors voting on the ballot title vote "Yes/For", then the act will become part of the Colorado Revised Statutes."

The amendment was declared lost by the following roll call vote:
Amend corrected printed bill, page 8, line 9, strike "(3)" and substitute "(3) (a)".

Page 8, after line 15 insert:

"(b) NOTHING IN SUBSECTION (3)(a) OF THIS SECTION MUST BE CONSTRUED TO PROHIBIT OR LIMIT THE AUTHORITY OF A LICENSED PHYSICIAN, PHYSICIAN ASSISTANT AUTHORIZED PURSUANT TO SECTION 12-36-106(5), OR ADVANCED PRACTICE NURSE TO GRANT A CERTIFICATE OF MEDICAL EXEMPTION PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION IF THE PHYSICAL CONDITION OF THE STUDENT IS SUCH THAT ONE OR MORE SPECIFIED IMMUNIZATIONS WOULD ENDANGER HIS OR HER LIFE OR HEALTH OR IS MEDICALLY CONTRAINDICATED DUE TO OTHER MEDICAL CONDITIONS BUT IS NOT A MEDICAL EXEMPTION RECOMMENDATION ADOPTED BY RULE PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION.".

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES 25</th>
<th>NO 39</th>
<th>EXCUSED 1</th>
<th>ABSENT 0</th>
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<td>Speaker N</td>
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Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1312, to show that said amendment passed, and that HB 19-1312, as amended, passed.

Amend corrected printed bill, page 7, line 1, strike "IN PERSON".

Page 7, line 10, strike "FOR SUBSEQUENT RENEWALS OF".

Page 7, strike lines 11 through 19.

The amendment was declared lost by the following roll call vote:

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<th>NO 39</th>
<th>EXCUSED 1</th>
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<tr>
<td>Beckman Y Galindo N Lewis Y Singer N</td>
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</table>
Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to HB 19-1312, to show that said amendment passed, and that HB 19-1312, as amended, passed.

Amend corrected printed bill, page 5, line 7, after "BENEFITS" insert "AND RISKS".

The amendment was declared lost by the following roll call vote:

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<th>YES 25</th>
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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to HB 19-1312, to show that said amendment passed, and that HB 19-1312, as amended, passed.
Amend corrected printed bill, page 10, after line 1 insert:

"SECTION 5. In Colorado Revised Statutes, 25-4-910, add (3) as follows:

25-4-910. Immunization data collection. (3) The Department of Public Health and Environment cannot share any immunization identifying information with any person, agency, or entity except a school or health care provider as permitted by law."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1312, to show that said amendment passed, and that HB 19-1312, as amended, passed.

Amend corrected printed bill, page 4, line 11, after "(6)" add "and (7)".

The amendment was declared lost by the following roll call vote:
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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Speaker Y
Representative Garnett moved that the House stand in recess until later in the day.

House in recess. House reconvened.

__________

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 24, 2019 only:

**Finance**
- Representative A. Valdez to replace Representative Bird
- Representative Sirota to replace Representative Snyder
- Representative Melton to replace Representative Sullivan

__________

INTRODUCTION OF BILLS

First Reading

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

**HB19-1331** by Representative(s) Hansen and Ransom, Esgar; also
Senator(s) Rankin, Moreno, Zenzinger--Concerning removing the limit on the departments with which the evidence-based practices implementation for capacity resource center can collaborate.

Committee on State, Veterans, & Military Affairs

**HB19-1332** by Representative(s) Hansen, Esgar, Ransom; also
Senator(s) Zenzinger, Moreno, Rankin--Concerning the use of money in the Colorado telephone users with disabilities fund to provide talking book library services for certain persons with disabilities, and, in connection therewith, making an appropriation.

Committee on Education

__________

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**HB19-1282** by Representative(s) Singer and Michaelson Jenet; also
Senator(s) Smallwood and Donovan--Concerning administration of the court-appointed special advocate program.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed.**
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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Duran, Esgar, Exum, Gonzales-Gutierrez, Hansen, Jackson, Kennedy, Lontine, Sirota, Snyder, Titone, Speaker

**HB19-1159** by Representative(s) Jaquez Lewis and Gray; also Senator(s) Danielson--Concerning modifications to the income tax credits for innovative motor vehicles.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Bird, Cutter, Duran, Hansen, Hooton, Kennedy, Michaelson Jenet, Singer, Sirota, Snyder, Valdez A., Speaker
HB19-1325  by Representative(s) Hansen and McKean; also Senator(s) Priola and Bridges, Winter--Concerning increasing consumer access to electric motor vehicles by allowing electric motor vehicle manufacturers to sell their own electric motor vehicles directly to consumers.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, less than a majority of those elected to the House voted in the affirmative and the bill was declared lost.

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HB19-1264  by Representative(s) Roberts and Wilson, Buentello; also Senator(s) Winter and Donovan--Concerning programmatic efficiency of the conservation easement tax credit program, and, in connection therewith, increasing the transparency of the program and making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

**SB19-133**
by Senator(s) Ginal and Todd; also Representative(s) Michaelson Jenet and Buckner--Concerning the regulation of genetic counselors, and, in connection therewith, making an appropriation.

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Co-sponsor(s) added: Representative(s) Caraveo, Cutter, Galindo, Hooton, Jaquez Lewis, Kipp, Lontine, Mullica, Singer, Speaker

**SB19-230**
by Senator(s) Moreno; also Representative(s) Herod--Concerning the Colorado refugee services program.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buentello, Coleman, Duran, Exum, Galindo, Gonzales-Gutierrez, Gray, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Valdez A., Weissman, Speaker

**SB19-002** by Senator(s) Winter and Fenberg; also Representative(s) Roberts and Jackson--Concerning the regulation of student education loan servicers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Esgar, Exum, Galindo, Gray, Hansen, Herod, Hooton, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker

**SB19-059** by Senator(s) Moreno; also Representative(s) Buckner--Concerning creation of an automatic enrollment in advanced courses grant program in the department of education, and, in connection therewith, making an appropriation.
As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Larson was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 1.** by Representative Larson and Wilson.

Amend reengrossed bill, page 3, line 3, before "AUTOMATIC" insert "JOHN W. BUCKNER".

Page 3, line 15, after "the" insert "JOHN W. BUCKNER".

Page 4, line 6, strike "Automatic" and substitute "John W. Buckner automatic".

Page 4, line 8, after "the" insert "JOHN W. BUCKNER".

Page 9, line 9, after "the" insert "John W. Buckner".

The amendment was declared **passed** by the following roll call vote:

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<td>Kennedy</td>
<td>Y</td>
<td>Ransom</td>
<td>Y</td>
</tr>
</tbody>
</table>
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>63</td>
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</tbody>
</table>


SB19-094 by Senator(s) Lundeen and Todd, Gardner, Hill, Sonnenberg, Zenzinger; also Representative(s) Garnett, Buckner--Concerning the legislative interim committee on school finance.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
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</tr>
</thead>
<tbody>
<tr>
<td>54</td>
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</table>

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Kennedy, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Snyder, Titone, Valdez D., Speaker

HB19-1327 by Representative(s) Garnett and Neville, Roberts, Van Winkle; also Senator(s) Donovan and Cooke, Priola--Concerning sports betting, and, in connection therewith, submitting to the registered electors of the state of Colorado a ballot measure authorizing the collection of a tax on the net proceeds of sports betting through licensed casinos, directing the revenues generated through collection of the sports betting tax to specified public purposes, including the state water plan through creation of the water plan implementation cash fund, and making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Garnett was given permission to offer a Third Reading amendment:

<table>
<thead>
<tr>
<th>YES</th>
<th>60</th>
<th>NO</th>
<th>4</th>
<th>EXCUSED</th>
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<td>Y</td>
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<td>Y</td>
<td>Saine</td>
<td>Y</td>
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<td>Froelich</td>
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<td>Larson</td>
<td>Y</td>
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</tr>
<tr>
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<td>Y</td>
<td>Galindo</td>
<td>Y</td>
<td>Lewis</td>
<td>Y</td>
<td>Singer</td>
<td>Y</td>
</tr>
<tr>
<td>Benavidez</td>
<td>Y</td>
<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
<td>Y</td>
<td>Sirota</td>
<td>Y</td>
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<td>Y</td>
<td>Geitner</td>
<td>Y</td>
<td>Lontine</td>
<td>Y</td>
<td>Snyder</td>
<td>Y</td>
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<tr>
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<td>Y</td>
<td>Gonzales-Gutierrez</td>
<td>Y</td>
<td>McCluskie</td>
<td>Y</td>
<td>Soper</td>
<td>Y</td>
</tr>
<tr>
<td>Buck</td>
<td>Y</td>
<td>Gray</td>
<td>Y</td>
<td>McKeen</td>
<td>Y</td>
<td>Sullivan</td>
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<td>McLachlan</td>
<td>Y</td>
<td>Tipper</td>
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<tr>
<td>Caraveo</td>
<td>E</td>
<td>Hooton</td>
<td>Y</td>
<td>Michaelson Jenet</td>
<td>Y</td>
<td>Valdez A.</td>
<td>Y</td>
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<tr>
<td>Carver</td>
<td>Y</td>
<td>Humphrey</td>
<td>Y</td>
<td>Mullica</td>
<td>Y</td>
<td>Valdez D.</td>
<td>Y</td>
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<td>Catlin</td>
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<td>Y</td>
<td>Neville</td>
<td>Y</td>
<td>Van Winkle</td>
<td>Y</td>
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<tr>
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<td>Jaquez Lewis</td>
<td>N</td>
<td>Pelton</td>
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<td>Y</td>
</tr>
<tr>
<td>Cutter</td>
<td>Y</td>
<td>Kennedy</td>
<td>Y</td>
<td>Ransom</td>
<td>Y</td>
<td>Will</td>
<td>Y</td>
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<tr>
<td>Duran</td>
<td>Y</td>
<td>Kipp</td>
<td>Y</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
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<tr>
<td>Esgar</td>
<td>N</td>
<td>Kraft-Tharp</td>
<td>Y</td>
<td>Roberts</td>
<td>Y</td>
<td>Wilson</td>
<td>Y</td>
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</tbody>
</table>

Third Reading amendment No. 1, by Representative Garnett.

Amend engrossed bill, page 29, line 2, strike "19-____." and substitute "19-1327.".
The amendment was declared passed by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>1</th>
<th>EXCUSED</th>
<th>1</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arndt Y</td>
<td>Exum Y</td>
<td>Landgraf Y</td>
<td>Saine Y</td>
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<td></td>
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<tr>
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<td>Froelich Y</td>
<td>Larson Y</td>
<td>Sandridge Y</td>
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</tr>
<tr>
<td>Beckman Y</td>
<td>Galindo Y</td>
<td>Lewis N</td>
<td>Singer Y</td>
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<tr>
<td>Benavidez Y</td>
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<td>Sirota Y</td>
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<tr>
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<td>Lontine Y</td>
<td>Snyder Y</td>
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</tr>
<tr>
<td>Bockenfeld Y</td>
<td>Gonzales-Gutierrez Y</td>
<td>McCluskie Y</td>
<td>Soper Y</td>
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<tr>
<td>Buck Y</td>
<td>Gray Y</td>
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<td>Sullivan Y</td>
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</tr>
<tr>
<td>Buckner Y</td>
<td>Hansen Y</td>
<td>McLachlan Y</td>
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<tr>
<td>Coleman Y</td>
<td>Jaquez Lewis Y</td>
<td>Pelton Y</td>
<td>Weissman Y</td>
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<tr>
<td>Cutter Y</td>
<td>Kennedy Y</td>
<td>Ransom Y</td>
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<td>Duran Y</td>
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<td>Kraft-Tharp Y</td>
<td>Roberts Y</td>
<td>Wilson Y</td>
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</tr>
</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

Co-sponsor(s) added: Representative(s) Arndt, Baisley, Benavidez, Bird, Bockenfeld, Buckner, Buentello, Catlin, Galindo, Hansen, McCluskie, Mullica, Soper, Titone, Valdez D., Will, Speaker

SB19-099 by Senator(s) Todd; also Representative(s) Tipper--Concerning the "Revised Uniform Athlete Agents Act (2015)", and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
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<td>Baisley</td>
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<td>Froelich</td>
<td>Y</td>
<td>Larson</td>
<td>Y</td>
<td>Sandridge</td>
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</tr>
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<td>Y</td>
<td>Galindo</td>
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<td>Lewis</td>
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<td>Garnett</td>
<td>Y</td>
<td>Liston</td>
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<td>Sirota</td>
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<td>Bird</td>
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<td>Lontine</td>
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<td>Snyder</td>
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<td>Soper</td>
<td>Y</td>
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<tr>
<td>Buck</td>
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<td>McKeen</td>
<td>N</td>
<td>Sullivan</td>
<td>Y</td>
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<tr>
<td>Buckner</td>
<td>Y</td>
<td>Hansen</td>
<td>Y</td>
<td>McLachlan</td>
<td>Y</td>
<td>Tipper</td>
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<td>Melton</td>
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<td>Michaelson Jenet</td>
<td>Y</td>
<td>Valdez A.</td>
<td>Y</td>
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<tr>
<td>Carver</td>
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<td>Humphrey</td>
<td>N</td>
<td>Mullica</td>
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<td>Valdez D.</td>
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<tr>
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</tr>
<tr>
<td>Cutter</td>
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<td>Kennedy</td>
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<td>Will</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Buentello, Gray, Hansen, Kraft-Tharp, Valdez A.

SB19-155 by Senator(s) Williams A. and Priola; also Representative(s) Kraft-Tharp and Snyder--Concerning the continuation of the state board of accountancy, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>63</th>
<th>NO</th>
<th>1</th>
<th>EXCUSED</th>
<th>1</th>
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</thead>
<tbody>
<tr>
<td>Arndt</td>
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<td>Exum</td>
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<td>Landgraf</td>
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<td>Froelich</td>
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<td>Larson</td>
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<td>Sandridge</td>
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<td>Liston</td>
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<td>Jackson</td>
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<td>Van Winkle</td>
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<td>Cutter</td>
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<td>Kennedy</td>
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<td>Ransom</td>
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<td>Duran</td>
<td>Y</td>
<td>Kipp</td>
<td>Y</td>
<td>Rich</td>
<td>Y</td>
<td>Williams D.</td>
<td>Y</td>
</tr>
</tbody>
</table>
Co-sponsor(s) added: Representative(s) Bockenfeld, Buentello

IMMEDIATE RECONSIDERATION OF HB19-1325

Having voted on the prevailing side, Representative Melton moved for immediate reconsideration. As shown by the following recorded vote less than a two-thirds majority of those elected to the House voted in the affirmative and the motion was declared lost:

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>25</td>
<td>39</td>
<td>1</td>
<td>0</td>
</tr>
</tbody>
</table>

On motion of Representative Garnett, HB19-1326 was added to the Special Orders Calendar on April 24, 2019.

On motion of Representative Buentello, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

SB19-197 by Senator(s) Zenzinger; also Representative(s) Kennedy--Concerning the continuation of the pilot program to allow
an eligible person with a spinal cord injury to receive
complementary or alternative medicine.

Amendment No. 1, Health & Insurance Report, dated April 17, 2019, and
placed in member's bill file; Report also printed in House Journal, April
18, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-202  by Senator(s) Danielson and Zenzinger; also
Representative(s) Froelich--Concerning ballot access for
voters with disabilities, and, in connection therewith,
making an appropriation.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
April 18, 2019, and placed in member's bill file; Report also printed in
House Journal, April 19, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-187  by Senator(s) Lee and Gardner; also Representative(s)
Bird and McKean--Concerning commissions on judicial
performance.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

HB19-1326  by Representative(s) Esgar and Hansen, Ransom; also
Senator(s) Zenzinger and Rankin, Moreno--Concerning
rate flexibility on existing procedures in the Colorado
dental health care program for low-income seniors.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: SB19-197 amended, 202 amended, 187, HB19-
1326.

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.

<table>
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<td>Liston</td>
<td>N</td>
<td>Sirota</td>
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<td>Bird</td>
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<td>Geitner</td>
<td>N</td>
<td>Lontine</td>
<td>Y</td>
<td>Snyder</td>
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</table>
The Speaker announced the following temporary committee appointment(s) for April 24, 2019 only:

**Business Affairs and Labor**
- Representative Pelton to replace Representative Sandridge
- Representative Wilson to replace Representative Williams

**Finance**
- Representative Larson to replace Representative Beckman

The following item(s) on the Calendar were laid over until April 25, retaining place on Calendar:

- Consideration of Special Orders—**SB19-192, 104, 085, 135**.
- Consideration of General Orders—**SB19-001, 168, HB19-1328**.
- Consideration of Conference Committee Report(s)—**SB19-090**.
- Consideration of Resolution(s)—**HR19-1006, SJR19-009**.
- Consideration of Senate Amendment(s)—**HB19-1189, 1244, 1253**.

House in recess. House reconvened.

**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**BUSINESS AFFAIRS & LABOR**

After consideration on the merits, the Committee recommends the following:

**SB19-142** be referred favorably to the Committee on Appropriations.

**SB19-150** be referred favorably to the Committee on Finance.
SB19-157 be referred favorably to the Committee on Finance.

SB19-173 be referred favorably to the Committee on Appropriations.

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1329 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 35-12-103, amend the introductory portion and (30) as follows:

35-12-103. Definitions. As used in this article ARTICLE 12, unless the context otherwise requires:

(30) "Specialty fertilizer" means a commercial fertilizer distributed primarily for nonfarm use, such as home gardens, lawns, shrubbery, flowers, golf courses, parks, AND cemeteries. greenhouses, hydroponic facilities, and nurseries."

Renumber succeeding sections accordingly.

Page 2, after line 15 insert:

"SECTION 3. Applicability. This act applies to sales occurring prior to, on, or after the effective date of this act.".

Renumber succeeding section accordingly.

SB19-146 be referred favorably to the Committee on Appropriations.

SB19-153 be referred favorably to the Committee on Appropriations.

SB19-205 be referred favorably to the Committee on Appropriations.

SB19-218 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 8, line 24, strike "ADVERSE".

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SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-065, 078, 139, and 141.

MESSAGE(S) FROM THE SENATE

The Senate has adopted and returns herewith: HJR19-1012.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

- SB19-245
- SB19-008 Amended in General Orders as printed in Senate Journal, April 23, 2019.
- SB19-177 Amended in General Orders as printed in Senate Journal, April 23, 2019.

The Senate has passed on Third Reading and returns herewith:

- HB19-1267.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

- without comment, SB19-245.
- without comment, as amended, HB19-1160.
- without comment, as amended, SB19-008, 020, 073, 177, and 195.
- with comment, as amended, SB19-193.

CHANGE IN SPONSORSHIP

The Speaker announced the following change in sponsorship:

SB19-195--Representative Froelich to replace Representative Kraft-Tharp as prime sponsor.
INTRODUCTION OF BILLS
First Reading

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

SB19-008 by Senator(s) Priola and Pettersen; also Representative(s) Kennedy and Singer--Concerning treatment of individuals with substance use disorders who come into contact with the criminal justice system, and, in connection therewith, making an appropriation.
Committee on Judiciary

SB19-020 by Senator(s) Coram and Fields, Cooke, Marble; also Representative(s) McLachlan, Hooton--Concerning development of a system to patrol the airspace above wildland fires, and, in connection therewith, making an appropriation.
Committee on State, Veterans, & Military Affairs

SB19-073 by Senator(s) Ginal, Court; also Representative(s) Landgraf and Roberts--Concerning a statewide system of advance medical directives, and, in connection therewith, making an appropriation.
Committee on Health & Insurance

SB19-096 by Senator(s) Donovan; also Representative(s) Hansen--Concerning the collection of greenhouse gas emissions data to facilitate the implementation of measures that would most cost-effectively allow the state to meet its greenhouse gas emissions reduction goals, and, in connection therewith, making an appropriation.
Committee on State, Veterans, & Military Affairs

SB19-177 by Senator(s) Ginal and Hisey; also Representative(s) Singer--Concerning matters related to background checks for persons who have contact with children.
Committee on Business Affairs & Labor

SB19-193 by Senator(s) Ginal and Lee, Gardner; also Representative(s) Tipper--Concerning the continuation of the "Colorado Medical Practice Act", and, in connection therewith, continuing the Colorado medical board, eliminating the sixty-day limit on the pro bono license, repealing the requirement that a letter of admonition be sent to licensees by certified mail, and updating language and making technical amendments.
Committee on Finance

SB19-195 by Senator(s) Fields and Gardner; also Representative(s) Froelich and Landgraf--Concerning enhancements to behavioral health services and policy coordination for children and youth, and, in connection therewith, making an appropriation.
Committee on Health & Insurance
SB19-245 by Senator(s) Gonzales; also Representative(s) Tipper--
Concerning granting the department of human services
rule-making authority to amend the length of time
permitted to satisfy administrative appeal requirements for
the food stamp program in order to comply with federal
law.
Committee on Health & Insurance

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the
rules:

HR19-1007 by Representative(s) Becker--Concerning the approval by
the House of Representatives of the Speaker's appointment
of Luis Toro to the Independent Ethics Commission.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

BUSINESS AFFAIRS & LABOR
After consideration on the merits, the Committee recommends the
following:

HB19-1330 be referred to the Committee of the Whole with favorable
recommendation.

SB19-156 be amended as follows, and as so amended, be referred to
the Committee on Finance with favorable
recommendation:

Amend reengrossed bill, page 8, line 10, strike "PART OF A BUILDING'S
ELECTRICAL SYSTEM," and substitute "HARD-WIRED INTO A BUILDING'S
ELECTRICAL SYSTEM BUT SUBJECT TO SUBSECTION (25)(a) OF THIS
SECTION,"

Page 8, strike line 23 and substitute:

"(25) NOTHING IN THIS ARTICLE 23 APPLIES TO:
(a)(I) THE INSTALLATION, MAINTENANCE, REPAIR, OR ALTERATION
OF CLASS 2 AND CLASS 3 REMOTE-CONTROL, SIGNALING, AND
POWER-LIMITED CIRCUITS, AS DEFINED BY THE NATIONAL ELECTRICAL
CODE; OR
(II) CONTRACTORS OR THEIR EMPLOYEES PERFORMING ANY
INSTALLATION, MAINTENANCE, REPAIR, OR ALTERATION OF THE CIRCUITS
SPECIFIED IN SUBSECTION (25)(a)(I) OF THIS SECTION; OR
(b) THE INSTALLATION,".
Page 16, lines 6 and 7, strike "PART OF A BUILDING'S ELECTRICAL SYSTEM," and substitute "HARD-WIRED INTO A BUILDING'S ELECTRICAL SYSTEM BUT SUBJECT TO SUBSECTION (16)(a) OF THIS SECTION,"

Page 16, strike line 19 and substitute:

"(16) NOTHING IN THIS ARTICLE 115 APPLIES TO:
   (a)(I) THE INSTALLATION, MAINTENANCE, REPAIR, OR ALTERATION
   OF CLASS 2 AND CLASS 3 REMOTE-CONTROL, SIGNALING, AND
   POWER-LIMITED CIRCUITS, AS DEFINED BY THE NATIONAL ELECTRICAL
   CODE; OR
   (II) CONTRACTORS OR THEIR EMPLOYEES PERFORMING ANY
   INSTALLATION, MAINTENANCE, REPAIR, OR ALTERATION OF THE CIRCUITS
   SPECIFIED IN SUBSECTION (16)(a)(I) OF THIS SECTION; OR
   (b) THE INSTALLATION,".

SB19-169 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 8, line 8, strike "24-103-405" and substitute "24-37.5-804".

Page 8, line 11, strike "24-103-405." and substitute "24-37.5-804.".

Page 9, strike lines 9 through 11.

Renumber succeeding subsection accordingly.

Page 9, line 15, strike "GOVERNMENTAL BODY" and substitute "STATE AGENCY".

Page 10, line 2, strike "GOVERNMENTAL BODIES" and substitute "A STATE AGENCY".

Page 10, line 6, strike "GOVERNMENTAL BODY" and substitute "STATE AGENCY".

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-015 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-246 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-199 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-066 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-236 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-222 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-158 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-204 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-186 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-227 Amended in General Orders as printed in Senate Journal, April 23, 2019.
SB19-040 Amended in General Orders as printed in Senate Journal, April 23, 2019.
HB19-1222 Amended in General Orders as printed in Senate Journal, April 23, 2019.
HB19-1247 Amended in Third Reading as printed in Senate Journal, April 24, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1147.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1003, 1138, 1183, 1222, and 1247.

INTRODUCTION OF BILLS
First Reading

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

HB19-1333 by Representative(s) Caraveo, Becker, Bird, Buckner, Coleman, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Lontine, McCluskie,
Michaelson Jenet, Mullica, Roberts, Singer, Snyder; also
Senator(s) Fields--Concerning the taxation of products that
contain nicotine, and, in connection therewith, increasing
the cigarette tax by eight and seventy-five one-hundredths
cents per cigarette and the tobacco products tax by twenty-
two percent of the manufacturer's list price; creating a tax
on nicotine products that is equal to sixty-two percent of
the manufacturer's list price; referring a ballot issue for
prior voter approval for the new and increased taxes; and
dedicating the new tax revenue for behavioral health
services for children and youth, health care affordability
and accessibility, the Colorado preschool program
expansion and enhancement, and the newly created
Colorado expanded learning opportunities program.

Committee on Finance

SB19-015 by Senator(s) Ginal; also Representative(s) Beckman--
Concerning the creation of the statewide health care
review committee to study health care issues that affect
Colorado residents throughout the state, and, in connection therewith, making an appropriation.

Committee on Health & Insurance

SB19-040 by Senator(s) Hisey and Fields; also Representative(s) Carver and Roberts--Concerning the establishment of the Colorado fire commission, and, in connection therewith, making an appropriation.

SB19-066 by Senator(s) Todd; also Representative(s) Buentello--Concerning high-cost special education grants awarded from a trust fund established for that purpose.

Committee on Education

SB19-107 by Senator(s) Donovan; also Representative(s) Roberts--Concerning the installation of broadband internet service infrastructure.

Committee on Rural Affairs & Agriculture

SB19-108 by Senator(s) Lee and Gardner; also Representative(s) Michaelson Jenet and Soper--Concerning changes to improve outcomes for youth in the juvenile justice system, and, in connection therewith, making an appropriation.

Committee on Judiciary

SB19-158 by Senator(s) Ginal; also Representative(s) Froelich--Concerning the continuation of the "Pet Animal Care and Facilities Act", and, in connection therewith, implementing some of the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Committee on Rural Affairs & Agriculture

SB19-186 by Senator(s) Donovan and Coram; also Representative(s) Arndt and Catlin--Concerning the expansion of
agricultural chemical management plans to protect surface water, and, in connection therewith, making an appropriation.

Committee on Rural Affairs & Agriculture

SB19-199 by Senator(s) Todd and Rankin; also Representative(s) McCluskie and Wilson--Concerning measures to support effective implementation of the "Colorado Reading to Ensure Academic Development Act" for all students who receive services pursuant to READ plans, and, in connection therewith, making an appropriation.

Committee on Education

SB19-204 by Senator(s) Story, Todd, Danielson, Gonzales, Rodriguez; also Representative(s) Arndt and Bird, Cutter, Froelich, Kipp--Concerning implementation of supplemental accountability systems by local education providers for measuring public school performance, and, in connection therewith, creating the local accountability system grant program and making an appropriation.

Committee on Education

SB19-222 by Senator(s) Lee and Story, Bridges, Gonzales, Hisey, Rankin, Winter; also Representative(s) Esgar and Landgraf, Herod, Larson, Liston, Pelton, Rich, Roberts, Sandridge, Soper, Will, Wilson--Concerning the improvement of access to behavioral health services for individuals at risk of institutionalization, and, in connection therewith, making an appropriation.

Committee on Judiciary

SB19-227 by Senator(s) Pettersen and Gonzales; also Representative(s) Kennedy and Herod--Concerning the reduction of harm caused by substance use disorders, and, in connection therewith, authorizing schools to obtain a supply of opiate antagonists; specifying that a licensed or certified hospital may be used as a clean syringe exchange site; creating the opiate antagonist purchase fund; expanding the household medication take-back program in the department of public health and environment; authorizing a person that makes an automated external defibrillator available to the public to also make an opiate antagonist available; requiring the department of human services to create a policy concerning the identification of certain individuals with a substance use disorder, and making an appropriation.

Committee on Finance

SB19-235 by Senator(s) Fenberg and Danielson; also Representative(s) Esgar and Mullica--Concerning the transfer of electronic records by voter registration agencies in order to register voters, and, in connection therewith, making an appropriation.

Committee on State, Veterans, & Military Affairs
SB19-236 by Senator(s) Garcia and Fenberg, Foote, Winter; also Representative(s) Hansen and Becker--Concerning the continuation of the public utilities commission, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Committee on State, Veterans, & Military Affairs

SB19-240 by Senator(s) Marble and Fenberg; also Representative(s) McLachlan and Saine, Arndt--Concerning the regulation of commercial products containing industrial hemp.

Committee on Rural Affairs & Agriculture

SB19-242 by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

Committee on Health & Insurance

SB19-246 by Senator(s) Todd and Lundeen; also Representative(s) McLachlan and Wilson--Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Committee on Education

Committee on Appropriations

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House in recess. House reconvened.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

SB19-005 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 22 through 27 and substitute:

"SECTION 3. In Colorado Revised Statutes, add part 2 to article 2.5 of title 25.5 as follows:

PART 2

CANADIAN PRESCRIPTION DRUG IMPORTATION PROGRAM

25.5-2.5-201. Definitions. As used in this part 2, unless the context otherwise requires:
(1) "CANADIAN SUPPLIER" MEANS A MANUFACTURER, WHOLESALE DISTRIBUTOR, OR PHARMACY THAT IS APPROPRIATELY LICENSED OR PERMITTED UNDER CANADIAN FEDERAL AND PROVINCIAL LAWS AND REGULATIONS TO MANUFACTURE, DISTRIBUTE, OR DISPENSE PRESCRIPTION DRUGS.

(2) "ELIGIBLE IMPORTER" MEANS AN IMPORTER THAT IS DESCRIBED IN SECTION 25.5-2.5-203 (3).

(3) "FEDERAL ACT" MEANS THE FEDERAL "FOOD, DRUG, AND COSMETIC ACT", 21 U.S.C. 301 ET SEQ.

(4) "MEDICAID PHARMACY" MEANS A PHARMACY REGISTERED PURSUANT TO SECTION 12-42.5-117 THAT HAS A PROVIDER AGREEMENT IN EFFECT WITH THE STATE DEPARTMENT AND IS IN GOOD STANDING WITH THE STATE DEPARTMENT.

(5) "PHARMACIST" MEANS A PERSON WHO HOLDS AN ACTIVE AND UNENCUMBERED LICENSE TO PRACTICE PHARMACY PURSUANT TO SECTION 12-42.5-112.

(6) "PRESCRIPTION DRUG" HAS THE SAME MEANING SET FORTH IN SECTION 12-42.5-102 (34); EXCEPT THAT THE TERM INCLUDES ONLY DRUGS THAT ARE INTENDED FOR HUMAN USE.

(7) "PROGRAM" MEANS THE CANADIAN PRESCRIPTION DRUG IMPORTATION PROGRAM CREATED IN SECTION 25.5-2.5-202.

(8) "VENDOR" MEANS A VENDOR WITH WHICH THE STATE DEPARTMENT CONTRACTS FOR THE PROVISION OF SERVICES UNDER THE PROGRAM PURSUANT TO SECTION 25.5-2.5-202 (1).


(2) (a) Each vendor, in consultation with the state department and any other vendors, shall establish a wholesale prescription drug importation list that identifies the prescription drugs that have the highest potential for cost savings to the state. In developing the list, each vendor shall consider, at a minimum, which prescription drugs will provide the greatest cost savings to the state, including prescription drugs for which there are shortages, specialty prescription drugs, and high-volume prescription drugs. Each vendor shall revise the list at least annually and at the direction of the state department pursuant to subsection (2)(b) of this section.

(b) The state department shall review the wholesale prescription drug importation list at least every three months to ensure that it continues to meet the requirements of the program. The state department may direct a vendor to revise the list, as necessary.

(c) Each vendor, in consultation with the state department, shall identify CANADIAN SUPPLIERS WHO ARE IN FULL COMPLIANCE WITH RELEVANT CANADIAN FEDERAL AND PROVINCIAL LAWS AND REGULATIONS AND WHO HAVE AGREED TO EXPORT PRESCRIPTION DRUGS IDENTIFIED ON THE WHOLESALE PRESCRIPTION DRUG IMPORTATION
Each vendor shall verify that such Canadian suppliers meet all of the requirements of the program and will export prescription drugs at prices that will provide cost savings to the state. Each vendor shall contract with such eligible Canadian suppliers, or facilitate contracts between eligible importers and Canadian suppliers, to import prescription drugs under the program.

(d) Each vendor shall assist the state department in developing and administering a distribution program within the program.

(e) Each vendor shall assist the state department with the annual report described in section 25.5-2.5-205 and provide any information requested by the state department for the report.

(f) Each vendor shall ensure the safety and quality of drugs imported under the program, as follows:

(I) (A) For an initial imported shipment, ensure that each batch of the drug in the shipment is statistically sampled and tested for authenticity and degradation in a manner consistent with the federal act; and

(B) For any subsequent imported shipment, ensure that a statistically valid sample of the shipment is tested for authenticity and degradation in a manner consistent with the federal act.

(II) Certify that each drug:

(A) Is approved for marketing in the United States and is not adulterated or misbranded; and

(B) Meets all of the labeling requirements under 21 U.S.C. sec. 352.

(III) Maintain qualified laboratory records, including complete data derived from all tests necessary to ensure that the drug is in compliance with the requirements of this section; and

(IV) Maintain documentation demonstrating that the testing required by this section was conducted at a qualified laboratory in accordance with the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications.

(3) All testing required by this section must be conducted in a qualified laboratory that meets the standards under the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications for drug testing.

(4) Each vendor shall maintain a list of all eligible importers that participate in the program.

(5) Each vendor shall ensure compliance with Title II of the federal "Drug Quality and Security Act", Pub. L. 113-54, by all Canadian suppliers, eligible importers, distributors, and other participants in the program.

(6) Each vendor shall provide an annual financial audit of its operations to the state department. Each vendor shall also provide quarterly financial reports specific to the program and shall include information concerning the performance of its subcontractors and vendors. The state department shall determine the format and contents of the reports.
(7) Each vendor shall submit evidence of a surety bond with any bid or initial contract negotiation documents and shall maintain documentation of evidence of such a bond with the state department throughout the contract term. The surety bond may be from this state or any other state in the United States and must be in an amount of at least twenty-five thousand dollars. The surety bond or comparable security arrangement must include the state of Colorado as a beneficiary. In lieu of the surety bond, a vendor may provide a comparable security agreement, such as an irrevocable letter of credit or a deposit into a trust account or financial institution that includes the state of Colorado as a beneficiary, payable to the state of Colorado. The purposes of the bond or other security arrangement are to:

(a) Ensure participation of the vendor in any civil or criminal legal action by the state department, any other state agency, or private individuals or entities against the vendor because of the vendor's failure to perform under the contract, including but not limited to causes of actions for personal injury, negligence, and wrongful death;

(b) Ensure payment by the vendor through the use of a bond or other comparable security arrangement of any legal judgments and claims that are awarded to the state, other entities acting on behalf of the state, individuals, or organizations if the vendor is assessed a final judgment or other monetary penalty in a court of law for a civil or criminal action under the program. The bond or comparable security arrangement may be accessed if the vendor fails to pay any judgment or claim within sixty days after final judgment.

(c) Allow for civil and criminal litigation claims to be made against the bond or other comparable security arrangements for up to one year after the vendor's contract under the program has ended with the state department, the vendor's license is no longer valid, or the program has ended, whichever occurs last.

(8) Each vendor shall maintain information and documentation submitted under this section for a period of at least seven years.

(9) The state department may require each vendor to collect any other information necessary to ensure the protection of the public health.

25.5-2.5-203. Eligible prescription drugs - eligible Canadian suppliers - eligible importers - distribution requirements. (1) An eligible importer may import a prescription drug from a Canadian supplier if:

(a) The drug that is to be imported meets the federal food and drug administration's standards related to safety, effectiveness, misbranding, and adulteration;

(b) Importing the drug would not violate federal patent laws;

(c) Importing the drug is expected to generate cost savings; and

(d) The drug is not:

(I) A controlled substance as defined in 21 U.S.C. sec. 802 (6);
(II) A BIOLOGICAL PRODUCT AS DEFINED IN 42 U.S.C. SEC. 262 (i);
(III) AN INFUSED DRUG;
(IV) AN INTRAVENOUSLY INJECTED DRUG;
(V) A DRUG THAT IS INHALED DURING SURGERY; OR
(VI) A DRUG THAT IS A PARENTERAL DRUG, THE IMPORTATION OF WHICH IS DETERMINED BY THE FEDERAL SECRETARY OF HEALTH AND HUMAN SERVICES TO POSE A THREAT TO PUBLIC HEALTH.

(2) A CANADIAN SUPPLIER MAY EXPORT PRESCRIPTION DRUGS INTO THE STATE UNDER THE PROGRAM IF THE SUPPLIER:
(a) IS IN FULL COMPLIANCE WITH RELEVANT CANADIAN FEDERAL AND PROVINCIAL LAWS AND REGULATIONS;
(b) IS IDENTIFIED BY THE VENDOR AS ELIGIBLE TO PARTICIPATE IN THE PROGRAM PURSUANT TO SECTION 25.5-2.5-202 (2)(c); AND
(c) SUBMITS AN ATTESTATION THAT THE SUPPLIER HAS A REGISTERED AGENT IN THE UNITED STATES, WHICH ATTESTATION INCLUDES THE NAME AND UNITED STATES ADDRESS OF THE REGISTERED AGENT.

(3) THE FOLLOWING ENTITIES ARE ELIGIBLE IMPORTERS AND MAY OBTAIN IMPORTED PRESCRIPTION DRUGS:
(a) A PHARMACIST OR WHOLESALER EMPLOYED BY OR UNDER CONTRACT WITH A MEDICAID PHARMACY, FOR DISPENSING TO THE PHARMACY’S MEDICAID RECIPIENTS;
(b) A PHARMACIST OR WHOLESALER EMPLOYED BY OR UNDER CONTRACT WITH THE DEPARTMENT OF CORRECTIONS, FOR DISPENSING TO INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS;
(c) COMMERCIAL PLANS, AS DEFINED BY RULES PROMULGATED BY THE STATE BOARD AND AS APPROVED BY THE FEDERAL GOVERNMENT; AND
(d) A LICENSED COLORADO PHARMACIST OR WHOLESALER APPROVED BY THE STATE DEPARTMENT.

(4) (a) THE STATE DEPARTMENT SHALL DESIGNATE AN OFFICE OR DIVISION THAT MUST BE A LICENSED PHARMACEUTICAL WHOLESALER OR THAT SHALL CONTRACT WITH A LICENSED PHARMACEUTICAL WHOLESALER LICENSED PURSUANT TO PART 3 OF ARTICLE 42.5 OF TITLE 12.
(b) THE OFFICE OR DIVISION DESIGNATED BY THE STATE DEPARTMENT PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION SHALL:
(I) SET A MAXIMUM PROFIT MARGIN SO THAT A WHOLESALER, DISTRIBUTOR, PHARMACY, OR OTHER LICENSED PROVIDER PARTICIPATING IN THE PROGRAM MAINTAINS A PROFIT MARGIN THAT IS NO GREATER THAN THE PROFIT MARGIN THAT THE WHOLESALER, DISTRIBUTOR, PHARMACY, OR OTHER LICENSED PROVIDER WOULD HAVE EARNED ON THE EQUIVALENT NONIMPORTED DRUG;
(II) EXCLUDE GENERIC PRODUCTS IF THE IMPORTATION OF THE PRODUCTS WOULD VIOLATE UNITED STATES PATENT LAWS APPLICABLE TO UNITED STATES-BRANDED PRODUCTS;
(III) COMPLY WITH THE REQUIREMENTS OF 21 U.S.C. SEC. 360eee TO 360eee-4 AS ENACTED IN TITLE II OF THE FEDERAL "DRUG QUALITY AND SECURITY ACT"; AND
(IV) DETERMINE A METHOD FOR COVERING THE ADMINISTRATIVE COSTS OF THE PROGRAM, WHICH METHOD MAY INCLUDE A FEE IMPOSED ON EACH PRESCRIPTION PHARMACEUTICAL PRODUCT SOLD THROUGH THE PROGRAM OR ANY OTHER APPROPRIATE METHOD AS DETERMINED BY THE STATE DEPARTMENT, BUT THE STATE DEPARTMENT SHALL NOT REQUIRE A FEE IN AN AMOUNT THE STATE DEPARTMENT DETERMINES WOULD SIGNIFICANTLY REDUCE CONSUMER SAVINGS.

(5) CANADIAN SUPPLIERS AND ELIGIBLE IMPORTERS PARTICIPATING
UNDER THE PROGRAM:
(a) SHALL comply with the tracking and tracing requirements of 21 U.S.C. sec. 360eee et seq.; and
(b) SHALL not distribute, dispense, or sell prescription drugs imported under the program outside of the state.
(6) A participating eligible importer shall submit to the vendor all of following information about each drug to be acquired by the importer under the program:
(a) the name and quantity of the active ingredient of the drug;
(b) a description of the dosage form of the drug;
(c) the date on which the drug is received;
(d) the quantity of the drug that is received;
(e) the point of origin and destination of the drug; and
(f) the price paid by the importer for the drug.
(7) A participating Canadian supplier shall submit to the vendor the following information about each drug to be supplied by the Canadian supplier under the program:
(a) the original source of the drug, including:
(I) the name of the manufacturer of the drug;
(II) the date on which the drug was manufactured; and
(III) the country, state or province, and city where the drug was manufactured;
(b) the date on which the drug is shipped;
(c) the quantity of the drug that is shipped;
(d) the quantity of each lot of the drug originally received and the source of the lot; and
(e) the lot or control number and the batch number assigned to the drug by the manufacturer.
(8) The state department shall immediately suspend the importation of a specific drug or the importation of drugs by a specific eligible importer if it discovers that any drug or activity is in violation of this section or any federal or state law or regulation. The state department may revoke the suspension if, after conducting an investigation, it determines that the public is adequately protected from counterfeit or unsafe drugs being imported into this state.

25.5-2.5-204. Federal approval. (1) On or before September 1, 2020, the state department shall submit a request to the United States secretary of health and human services for approval of the program under 21 U.S.C. sec. 384. The state department shall begin operating the program not later than six months after receiving such approval. The request must, at a minimum:
(a) describe the state department's plan for operating the program;
(b) demonstrate how the prescription drugs imported into the state under the program will meet the applicable federal and state standards for safety, effectiveness, misbranding, and adulteration;
(c) include a list of prescription drugs that have the highest potential for cost savings to the state through importation at the time that the request is submitted;
(d) estimate the total cost savings attributable to the program; and
(e) Include a list of potential Canadian suppliers from which the state would import prescription drugs and demonstrate that the suppliers are in full compliance with relevant Canadian federal and provincial laws and regulations.

(2) Upon receipt of federal approval of the program, the state department shall notify the president of the Senate and the speaker of the House of Representatives, as well as the health and human services committee of the Senate and the health and insurance committee of the House of Representatives, or any successor committees. After approval is received and before the start of the next regular session of the general assembly in which the proposal could be funded, the state department shall submit to all parties specified in this subsection (2) a proposal for program implementation and program funding.

25.5-2.5-205. Reports. (1) Notwithstanding section 24-1-136 (11)(a)(I), on or before December 1, 2021, and on or before December 1 each year thereafter, the state department shall submit a report to the governor, the president of the Senate, and the speaker of the House of Representatives concerning the operation of the program during the previous fiscal year. The report must include, at a minimum:

(a) A list of the prescription drugs that were imported under the program;
(b) The number of participating Canadian suppliers and eligible importers;
(c) The number of prescriptions dispensed through the program;
(d) The estimated cost savings during the previous fiscal year and to date;
(e) A description of the methodology used to determine which prescription drugs should be included on the wholesale prescription drug importation list established pursuant to section 25.5-2.5-202 (2)(a); and
(f) Documentation demonstrating how the program ensures that:
(I) The vendor verifies that Canadian suppliers participating in the program are in full compliance with relevant Canadian federal and provincial laws and regulations;
(II) Prescription drugs imported under the program are not shipped, sold, or dispensed outside of the state once in the possession of the eligible importer;
(III) Prescription drugs imported under the program are pure, unadulterated, potent, and safe;
(IV) The program does not put consumers at a higher health and safety risk than if the program did not exist; and
(V) The program provides cost savings to the state on imported prescription drugs.

Strike pages 4 through 8.

Page 9, strike lines 1 through 10.
Page 9, strike line 27.

Strike pages 10 and 11.

Page 12, strike lines 1 through 9.

Page 12, strike lines 14 through 21.

Renumber succeeding sections accordingly.

SB19-013 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, line 12, strike "AND" and substitute "OR".

Page 2, strike line 14 and substitute "OPIOID."

Page 3, after line 12 insert:

"SECTION 2. In Colorado Revised Statutes, 25-1.5-106, amend as amended by House Bill 19-1028 (2)(a.7) as follows:

25-1.5-106. Medical marijuana program - powers and duties of state health agency - rules - medical review board - medical marijuana program cash fund - subaccount - created - repeal.

(2) Definitions. In addition to the definitions set forth in section 14 (1) of article XVIII of the state constitution, as used in this section, unless the context otherwise requires:

(a.7) "Disabling medical condition" means:

(I) Post-traumatic stress disorder as diagnosed by a licensed mental health provider or physician; and OR

(II) An autism spectrum disorder as diagnosed by a primary care physician, physician with experience in autism spectrum disorder, or licensed mental health provider acting within their scope of practice."

Renumber succeeding section accordingly.

Page 1, line 104, strike "OPIATE" and substitute "OPIOID".

SB19-061 be referred favorably to the Committee on Appropriations.

SB19-219 be referred favorably to the Committee on Appropriations.

ANNOUNCEMENT

The Speaker announced the House was in the last three days of session.
On motion of Representative Bird, the House adjourned until 9:00 a.m.,
April 25, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Eddins,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by AnneElise Arsenault, Home School, Centennial.

The roll was called with the following result:

Present--64.
Excused--Representative(s) Valdez A.--1.

Present after roll call--Representative(s) Valdez A.

The Speaker declared a quorum present.

On motion of Representative Pelton, the House Journal of April 24, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1017 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Education Committee Report, dated February 14, 2019, page 2, line 4, strike the second "AND".

Page 2, line 9, strike "TEACHING." and substitute "TEACHING; AND (f) THE PILOT PROGRAM WILL ENABLE PARENTS, STUDENTS, TEACHERS, ADMINISTRATORS, AND SCHOOL MENTAL HEALTH PROFESSIONALS TO CREATE A SAFE, POSITIVE, AND SUCCESSFUL SCHOOL LEARNING ENVIRONMENT.".

Page 3, line 5, after "A" insert "SCHOOL".

Page 3, line 33, after "PROGRAM." insert "IF AVAILABLE APPROPRIATIONS AND GIFTS, GRANTS, OR DONATIONS ARE INSUFFICIENT TO FULLY FUND
THE PILOT PROGRAM, THE DEPARTMENT MAY SELECT FEWER THAN TEN PILOT SCHOOLS TO PARTICIPATE IN THE PILOT PROGRAM.

Page 4, line 1, after "SHALL" insert "BE LOCATED IN A SCHOOL DISTRICT THAT HAS A HIGH RATE OF YOUTH SUICIDE, ATTEMPTED SUICIDE, OR SUICIDAL IDEATION;".

Page 4, strike lines 15 and 16 and substitute:
"(VII) THAT ARE IN A SCHOOL DISTRICT THAT HAS A PLAN IN PLACE TO RECRUIT, HIRE, AND RETAIN A DIVERSE WORKFORCE THAT REFLECTS THE RACE, ETHNICITY, AND OTHER CHARACTERISTICS OF THE STUDENT BODY."

Page 4, line 24, strike "ONE HUNDRED" and substitute "TWO HUNDRED FIFTY".

Page 4, line 27, strike "ONE HUNDRED" and substitute "TWO HUNDRED FIFTY".

Page 4, line 30, strike "ONE HUNDRED" and substitute "TWO HUNDRED FIFTY".

Page 5, line 5, strike "STUDENTS." and substitute "STUDENTS AND TO CREATE A SAFE AND POSITIVE SCHOOL LEARNING ENVIRONMENT THROUGH ADDITIONAL BEHAVIORAL HEALTH SUPPORTS.".

Page 5, line 26, strike "IN" and substitute:
"(b) IN".

Page 5, line 27, strike "MAY," and substitute "SHALL,".

Page 5, strike lines 30 and 31 and substitute:
"(I) PROVIDE THE SCHOOL WITH RESOURCES TO DEVELOP AND IMPROVE THE SOCIAL AND EMOTIONAL HEALTH OF STUDENTS, INCLUDING RESOURCES TRANSLATED INTO THE PRIMARY LANGUAGES OF THE STUDENT POPULATION TO THE EXTENT POSSIBLE, AND CREATE A SAFE AND POSITIVE LEARNING ENVIRONMENT THROUGH ADDITIONAL BEHAVIORAL HEALTH SUPPORTS; AND

(II) PROVIDE SOCIAL AND EMOTIONAL SKILL BUILDING IN THE SCHOOL AND WITH STUDENTS IN THE CLASSROOM.

(c) SCHOOL MENTAL HEALTH PROFESSIONALS MAY, CONSISTENT WITH THE SCHOOL MENTAL HEALTH PROFESSIONAL'S JOB DUTIES AND LICENSURE:

(I) ASSIST STUDENTS AND THEIR FAMILIES WITH APPLYING FOR AND OBTAINING NECESSARY PUBLIC BENEFITS FOR WHICH EACH STUDENT AND THE STUDENT'S FAMILY IS ELIGIBLE;".

Page 5, line 38, after the semicolon insert "AND".

Page 5, strike lines 39 through 41.

Page 6, strike line 1.

Page 6, line 2, strike "(VI)" and substitute "(IV)".

Page 6, line 6, strike "(b)" and substitute "(d)".
Page 6, line 10, strike "(c)" and substitute "(e)".

Page 6, before line 40 insert:

"(c) HELPING PILOT SCHOOLS IDENTIFY SUCCESSFUL PRACTICES FOR RECRUITING AND RETAINING MENTAL HEALTH PROFESSIONALS;".

Reletter succeeding paragraphs accordingly.

Page 8, line 32, strike "CHANGES" and substitute "IMPACT ON THE SCHOOL'S LEARNING ENVIRONMENT AND CHANGES".

Page 8, lines 33 and 34, strike "CLIMATE AND HEALTHY SCHOOL SURVEYS;" and substitute "CLIMATE;".

Page 9, strike lines 3 through 9 and substitute "donations."

Renumber succeeding subsections accordingly.

Page 9, line 10, strike "The" and substitute "FOR THE 2019-20 AND 2020-21 STATE FISCAL YEARS, THE", and strike "ANNUALLY".

Page 9, line 13, strike "99." and substitute "99; EXCEPT THAT THE APPROPRIATION FROM THE MARIJUANA TAX CASH FUND FOR THE 2020-21 STATE FISCAL YEAR SHALL NOT EXCEED TWO MILLION FIVE HUNDRED THOUSAND DOLLARS, WITH THE REMAINING PILOT PROGRAM FUNDING FROM GIFTS, GRANTS, OR DONATIONS.".

Page 9, after line 18 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $43,114 is appropriated to the department of education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the department will require an additional 0.4 FTE. To implement this act, the department may use this appropriation for the K-5 social and emotional health pilot program."

Renumber succeeding section accordingly.

Page 9 of the report, after line 28 insert: "Page 1 of the bill, line 102, strike "SCHOOLS." and substitute "SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

HB19-1073 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 10, line 23, strike "ONE MILLION NINE" and substitute "FIVE".

Page 11, after line 14 insert:

"SECTION 4. Appropriation. (1) For the 2019-20 state fiscal year, $500,000 is appropriated to the law enforcement, public safety, and criminal justice information sharing grant program fund created in section 24-33.5-1617 (5)(a), C.R.S. This appropriation is from the
marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. The
department of public safety is responsible for the accounting related to
this appropriation.

(2) For the 2019-20 state fiscal year, $479,947 is appropriated to
the department of public safety for use by the office of preparedness.
This appropriation is from reappropriated funds in the law enforcement,
public safety, and criminal justice information sharing grant program
fund under subsection (1) of this section and is based on an assumption
that the office will require an additional 0.7 FTE. To implement this act,
the office may use the appropriation for program administration.”.

Renumber succeeding section accordingly.

HB19-1142 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend Public Health Care & Human Services Committee Report dated
March 15, 2019, page 1, after line 6, insert:

"Page 4 of the printed bill, line 4, strike "PROGRAM." and substitute
"PROGRAM; EXCEPT THAT, PRIOR TO JULY 1, 2021, ONLY A CHILD
PLACEMENT AGENCY THAT IS A NONPROFIT ORGANIZATION, AND THAT
OPERATES A PROGRAM SIMILAR TO A TEMPORARY CARE ASSISTANCE
PROGRAM IN THIRTY OR MORE STATES, MAY OPERATE A TEMPORARY CARE
ASSISTANCE PROGRAM.".".

Page 3 of the report, after line 12 insert:

"Page 11 of the printed bill, before line 7, insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year,
$14,093 is appropriated to the department of human services for use by
the division of child welfare. This appropriation is from the general fund
and is based on an assumption that the division will require an additional
0.3 FTE. To implement this act, the division may use this appropriation
for administration.".

Renumber succeeding section accordingly.

Page 1 of the printed bill, line 104, strike "CHILD." and substitute
"CHILD, AND, IN CONNECTION THEREWITH, MAKING AN
APPROPRIATION." ".

HB19-1229 be referred to the Committee of the Whole with favorable
recommendation.

HB19-1236 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 4, strike lines 13 and 14 and substitute:

"(2) ON OR BEFORE AUGUST 15 IN ANY FISCAL YEAR IN WHICH THE
GENERAL ASSEMBLY APPROPRIATES MONEY FOR THE PROGRAM, THE
DEPARTMENT SHALL ISSUE A REQUEST".

Page 6, line 3, after "SECTION," insert "IN ANY FISCAL YEAR IN WHICH THE
GENERAL ASSEMBLY APPROPRIATES MONEY FOR THE PROGRAM,".

Page 8, strike line 15 and substitute "AUGUST 15 OF EACH YEAR".

Page 8, line 16, strike "THEREAFTER".

Page 9, strike lines 8 and 9 and substitute:
"(2) ON OR BEFORE OCTOBER 15 OF EACH YEAR IN WHICH
PROGRAM PAYMENTS WERE DISBURSED FOR THE PRIOR STATE FISCAL
YEAR, THE DEPARTMENT SHALL SUBMIT TO THE EDUCATION"

HB19-1275 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 7, line 25, strike "(1)(a)(I)" and substitute
"(2)(a)(I)".

Page 8, line 4, strike "(1)(a)(I)" and substitute "(2)(a)(I)".

Page 8, line 8, strike "(1)(a)(I)" and substitute "(2)(a)(I)".

Page 9, line 5, strike "MAY" and substitute "SHALL".

Page 9, line 27, strike "(1)(b)" and substitute "(2)(b)".

Page 10, line 1, strike "(1)(c)" and substitute "(2)(c)".

Page 17, line 15, strike "(1)(b)" and substitute "(2)(b)".

Page 17, line 20, after "SEALED" insert "OR A DEFENDANT WHO HAS HIS
OR HER CRIMINAL JUSTICE RECORDS SEALED BY THE COURT".

Page 33, after line 11 insert:
"SECTION 6. Appropriation. (1) For the 2019-20 state fiscal
year, $47,361 is appropriated to the judicial department for use by the
trial courts. This appropriation is from the judicial stabilization cash fund
created in section 13-32-101 (6), C.R.S., and is based on an assumption
that the department will require an additional 0.8 FTE. To implement this
act, the department may use this appropriation for trial court programs.

(2) For the 2019-20 state fiscal year, $443,847 is appropriated to
the department of public safety for use by the biometric identification and
records unit. This appropriation is from the Colorado bureau of
investigation identification unit fund created in section 24-33.5-426,
C.R.S., and is based on an assumption that the unit will require an
additional 6.6 FTE."

Renumber succeeding sections accordingly.

Page 1, strike line 103 and substitute "SUPERVISION, AND, IN
CONNECTION THEREWITH, MAKING AN APPROPRIATION."
HB19-1287 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 12, after line 25 insert:

"SECTION 5. Appropriation. (1) For the 2019-20 state fiscal
year, $31,961 is appropriated to the department of health care policy and
financing for use by the executive director's office. This appropriation
consists of $21,733 from the general fund and $10,228 from the
healthcare affordability and sustainability fee cash fund created in section
25.5-4-402.4 (5)(a), C.R.S. To implement this act, the office may use this
appropriation as follows:
   (a) $29,182 for personal services, which amount consists of
$19,844 from the general fund and $9,338 from the healthcare
affordability and sustainability fee cash fund, and is based on an
assumption that the department will require an additional 0.8 FTE; and
   (b) $2,779 for operating expenses, which amount consists of
$1,889 from the general fund and $890 from the healthcare affordability
and sustainability fee cash fund.
(2) For the 2019-20 state fiscal year, the general assembly
anticipates that the department of health care policy and financing will
receive $31,961 in federal funds to implement this act. The appropriation
in subsection (1) of this section is based on the assumption that the
department will receive this amount of federal funds to be used as
follows:
   (a) $29,182 for personal services; and
   (b) $2,779 for operating expenses.
(3) For the 2019-20 state fiscal year, $5,589,344 is appropriated
to the department of human services. This appropriation is from the
marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To
implement this act, the department may use this appropriation as follows:
   (a) $152,318 for use by the office of behavioral health for
personal services related to community behavioral health administration,
which amount is based on an assumption that the office will require an
additional 2.5 FTE;
   (b) $16,674 for use by the office of behavioral health for
operating expenses related to community behavioral health
administration;
   (c) $260,206 for the behavioral health capacity tracking system;
   (d) $160,146 for care navigation services; and
   (e) $5,000,000 for the building substance use disorder treatment
capacity in underserved communities grant program.
(4) For the 2019-20 state fiscal year, $160,206 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 human services under subsection (3)(c) of this
section, and is based on an assumption that the office will require an
additional 1.4 FTE. To implement this act, the office may use this
appropriation to provide information technology services for the
department of human services.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "DISORDERS." and substitute "DISORDERS, AND,
IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".
1 **HB19-1297** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable recommendation:
3 Amend Judiciary Committee Report, dated April 16, 2019, page 3, strike
4 lines 7 though 24 and substitute "2023.".
5 Page 4 of the committee report, after line 1, insert:
6 "Page 8 of the printed bill, before line 18 insert:
7 "SECTION 4. Appropriation. For the 2019-20 state fiscal year,
8 $26,107 is appropriated to the department of public safety for use by the
9 division of criminal justice. This appropriation is from the general fund
10 and is based on an assumption that the division will require an additional
11 0.3 FTE. To implement this act, the division may use this appropriation
12 for DCJ administrative services.".
13 Renumber succeeding section accordingly.
14 Page 1, line 102, strike "STATE." and substitute "STATE, AND, IN
15 CONNECTION THEREWITH, MAKING AN APPROPRIATION.".
16 **HB19-1308** be amended as follows, and as so amended, be referred to
17 the Committee of the Whole with favorable recommendation:
18 Amend the Public Health Care & Human Services Committee Report,
19 dated April 12, 2019, page 1, strike lines 1 through 3 and substitute:
20 "Amend printed bill, page 2, line 12, strike "THE STATE".
21 Page 2, strike lines 13 and 14.
22 Page 3, strike lines 1 through 3.".
23 Page 1 of the committee report, strike line 18 and substitute:
24 "Page 5, after line 5 insert:
25 "26-5.4-105. Implementation of article - federal authorization
26 - request for funding. THE STATE DEPARTMENT SHALL IMPLEMENT THE
27 PROVISIONS OF THIS ARTICLE 5.4 AND THE PROVISIONS OF TITLES 19 AND
28 26 EXECUTING THE UTILIZATION OF FOSTER CARE PREVENTION SERVICES
29 AND QUALIFIED RESIDENTIAL TREATMENT PROGRAMS WHEN THE FEDERAL
30 GOVERNMENT APPROVES COLORADO’S FIVE-YEAR TITLE IV-E
31 PREVENTION PLAN, AT WHICH TIME THE DEPARTMENT MAY SUBMIT A
32 BUDGET REQUEST TO THE JOINT BUDGET COMMITTEE FOR NECESSARY
33 FUNDING TO IMPLEMENT THE PLAN.".
34 Page 2 of the committee report, line 1, strike ""SECTION" and
35 substitute "SECTION".
36 Page 2 of the committee report, after line 29 insert:
37 "Page 6, lines 6 and 7, strike "(4)(e) and (4)(f)" and substitute "(4)(e),
38 (4)(f), and (4.5)".
39 Page 3 of the committee report, after line 4 insert:
"(4.5) The Department of Human Services shall implement the provisions of subsection (4)(e) and (4)(f) of this section when the federal government approves Colorado's five-year Title IV-E prevention plan, at which time the Department of Human Services may submit a budget request to the Joint Budget Committee for necessary funding to implement the plan."

Page 8, line 14, after "SERVICES," insert "AS DEFINED IN SECTION 26-5.4-102 (1).".

HB19-1310 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, after line 16 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $220,480 is appropriated to the judicial department. This appropriation is from the judicial collection enhancement cash fund created in section 16-11-101.6 (2), C.R.S. To implement this act, the department may use this appropriation for information technology infrastructure."

Renumber succeeding sections accordingly.

Page 1, line 101, strike "RESTITUTION," and substitute "RESTITUTION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

HB19-1322 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Finance Committee Report, dated April 17, 2019, page 1, strike lines 1 through 14 and substitute:

"Amend printed bill, page 2, strike lines 2 through 19.

Strike page 3 of the bill.

Page 4 of the bill, strike lines 1 through 21.

Renumber succeeding sections accordingly.

Page 5 of the bill, strike lines 15 through 27 and substitute:

"(3.5) (a) Notwithstanding any other provision of this section, if, based upon the estimate described in subsection (3.5)(b)(I) of this section, state revenues for the 2020-21 state fiscal year through the 2022-23 state fiscal year are less than the transfer cutoff amount, the State Treasurer shall transfer from the unclaimed property trust fund to the Division of
HOUSING TO BE DEPOSITED INTO THE HOUSING DEVELOPMENT GRANT FUND CREATED IN SECTION 24-32-721 (1) NO LATER THAN JUNE 30 OF THE YEAR IN WHICH THE ECONOMIC AND REVENUE FORECAST IS MADE THE AMOUNT OF THIRTY MILLION DOLLARS.

(b) (I) In its annual June forecast, Legislative Council staff shall report estimates for the current state fiscal year of state revenues, the transfer cutoff amount, and the amount of the transfer required by this section based on those estimates. Legislative Council staff shall include the amount of the anticipated transfer in its estimate of fiscal year spending for the state fiscal year.

(II) On June 1 of each year, the state treasurer shall notify Legislative Council staff of the amount available in the unclaimed property trust fund to be transferred on June 30 of the year under this section if the amount is less than thirty million dollars.

(c) As used in this subsection (3.5):

(I) "Excess state revenues cap" has the same meaning as set forth in section 24-77-103.6 (6)(b).

(II) "June forecast" means the economic and revenue forecast prepared by Legislative Council staff each June.

(III) "State revenues" has the same meaning as set forth in section 24-77-103.6 (6)(c); except that it does not include any amount for the anticipated transfer permitted by subsection (3.5)(a) of this section.

(IV) "Transfer cutoff amount" means, for a given fiscal year, an amount equal to the excess state revenues cap for the fiscal year minus thirty million dollars.

(d) All of the money to be transferred pursuant to subsection (3.5)(a) of this section must be deposited by the Division of Housing into the Housing Development Grant Fund created in section 24-32-721 (1) to finance the uses described in section 24-32-721.

(e) Notwithstanding any other provision of this section, for each state fiscal year that a transfer is not made, the last year in which a transfer may be made as specified in subsection (3.5)(a) of this section is extended for an additional state fiscal year. Any transfer permitted by subsection (3.5)(a) of this section shall not be made in more than three total state fiscal years."

Strike page 6 of the bill.

Page 7 of the bill, strike lines 1 through 4."

Page 1 of the committee report, after line 15 insert:

"Page 9 of the bill, line 9, strike "38-13-116.5" and substitute "38-13-801".

Page 2 of the committee report, after line 5 insert:

"Page 11 of the bill, strike lines 20 through 27 and substitute:

"SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly
(August 2, 2019, if adjournment sine die is on May 3, 2019); except that,
if a referendum petition is filed pursuant to section 1 (3) of article V of
the state constitution against this act or an item, section, or part of this act
within such period, then the act, item, section, or part will not take effect
unless approved by the people at the general election to be held in
November 2020 and, in such case, will take effect on the date of the
official declaration of the vote thereon by the governor.".

Page 12 of the bill, strike lines 1 through 7.

SB19-030 be referred to the Committee of the Whole with favorable
recommendation.

SB19-149 be referred to the Committee of the Whole with favorable
recommendation.

SB19-165 be referred to the Committee of the Whole with favorable
recommendation.

SB19-171 be referred to the Committee of the Whole with favorable
recommendation.

SB19-173 be referred to the Committee of the Whole with favorable
recommendation.

SB19-179 be referred to the Committee of the Whole with favorable
recommendation.

SB19-190 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend reengrossed bill, page 29, line 11, strike "1.0 FTE;" and
substitute "0.9 FTE;".

SB19-216 be referred to the Committee of the Whole with favorable
recommendation.

SB19-220 be referred to the Committee of the Whole with favorable
recommendation.
HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

SB19-175 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend reengrossed bill, page 3, after line 13 insert:

"(IX) AN OFF-HIGHWAY VEHICLE;".

Renumber succeeding subparagraphs accordingly.

SB19-217 be referred favorably to the Committee on Judiciary.

On motion of Representative Garnett, HB19-1142, 1229, 1275, 1308, 1322, 1017, 1212, 1324, 1073, 1328, 1297, 1287, 1313, 1310, 1330, SB19-030, 149, 165, 171, 179, 190, 216, 220, 173 were added to the Special Orders Calendar on April 25, 2019.

On motion of Representative Arndt, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1142 by Representative(s) Ransom and Singer; also Senator(s) Moreno and Smallwood--Concerning creating an option for parents who seek to voluntarily delegate certain parental responsibilities to a safe family for a limited period of time without relinquishing legal custody of their child.

Amendment No. 1, Public Health Care & Human Services Report, dated March 15, 2019, and placed in member's bill file; Report also printed in House Journal, March 18, 2019.

Amendment No. 2, Appropriations Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
HB19-1229 by Representative(s) Roberts and Snyder; also Senator(s)
Gardner and Lee--Concerning the "Colorado Electronic
Preservation of Abandoned Estate Planning Documents
Act".

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
March 21, 2019, and placed in member's bill file; Report also printed in

Amendment No. 2, Finance Report, dated April 8, 2019, and placed in
member's bill file; Report also printed in House Journal, April 9, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1275 by Representative(s) Weissman and Soper; also Senator(s)
Lee--Concerning increased eligibility for the sealing of
criminal justice records by individuals who are not under
supervision.

Amendment No. 1, Judiciary Report, dated April 16, 2019, and placed in
member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and
placed in member's bill file; Report also printed in House Journal, April
25, 2019.

Amendment No. 3, by Representative(s) Soper.

Amend the Judiciary Committee Report, dated April 16, 2019, page 2,
line 14, strike "OR".

Page 2, strike line 16 and substitute "18-5-902 (1);
(M) SENTENCING FOR AN OFFENSE IN VIOLATION OF SECTION
18-3.5-103 (4), (5), (6), (7), (8), AND (9); OR
(N) SENTENCING FOR AN OFFENSE IN VIOLATION OF SECTION
18-7-203.".".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1308 by Representative(s) Singer and Landgraf--Concerning
foster care prevention services to align current standards
with the federal "Family First Prevention Services Act".

Amendment No. 1, Public Health Care & Human Services Report, dated
April 12, 2019, and placed in member's bill file; Report also printed in
House Journal, April 15, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and
placed in member's bill file; Report also printed in House Journal, April
25, 2019.
Amendment No. 3, by Representative(s) Singer.

Amend Public Health Care & Human Services Committee Report, dated April 12, 2019, page 1, strike lines 11 through 15 and substitute:
"Page 3 of the bill, line 19, after "DISTURBANCES," insert "IN ACCORDANCE WITH SECTION 201(a)(4) OF THE FEDERAL "FAMILIES FIRST PREVENTION SERVICES ACT".".

Page 2 of the committee report, strike lines 23 through 27 and substitute:
"Page 5 of the bill, line 22, after "DISTURBANCES," insert "IN ACCORDANCE WITH SECTION 201(a)(4) OF THE FEDERAL "FAMILIES FIRST PREVENTION SERVICES ACT".".

Page 3 of the committee report, strike lines 12 through 16 and substitute:
"Page 10 of the bill, line 25, after "DISTURBANCES," insert "IN ACCORDANCE WITH SECTION 201(a)(4) OF THE FEDERAL "FAMILIES FIRST PREVENTION SERVICES ACT".".

Amendment No. 4, by Representative(s) Singer.

Amend printed bill, page 3, strike line 18 and substitute "YOUTH'S NEEDS, INCLUDING CLINICAL NEEDS, AS APPROPRIATE, OF CHILDREN AND YOUTH WITH SERIOUS EMOTIONAL OR BEHAVIORAL DISORDERS".

Page 5, strike line 21 and substitute "YOUTH'S NEEDS, INCLUDING CLINICAL NEEDS, AS APPROPRIATE, OF CHILDREN AND YOUTH WITH SERIOUS EMOTIONAL OR BEHAVIORAL DISORDERS".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1322 by Representative(s) Roberts and Will; also Senator(s) Moreno and Coram--Concerning the use of money from certain state funds to expand the supply of affordable housing statewide.

Amendment No. 1, Finance Report, dated April 17, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1017 by Representative(s) Michaelson Jenet; also Senator(s) Fields--Concerning increasing access to school social workers in public elementary schools.

Amendment No. 1, Education Report, dated February 14, 2019, and placed in member's bill file; Report also printed in House Journal, February 15, 2019.
Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

Amendment No. 3, by Representative(s) Michaelson Jenet.

Amend Education Committee Report, dated February 14, 2019, page 3, line 2, after the period add """SCHOOL DISTRICT" INCLUDES THE STATE CHARTER SCHOOL INSTITUTE AND A BOARD OF COOPERATIVE SERVICES THAT OPERATES A SCHOOL."."

Amendment No. 4, by Representative(s) Arndt.

Amend Education Committee Report, dated February 14, 2019, page 3, line 16 insert:

"(c) PRIOR TO A SELECTED SCHOOL IMPLEMENTING THE PILOT PROGRAM PURSUANT TO THIS ARTICLE 99, THE SCHOOL MUST NOTIFY ALL PARENTS OR LEGAL GUARDIANS OF STUDENTS AT THE SCHOOL OF THE SCHOOL'S SELECTION AS A PILOT SCHOOL.".

Amendment No. 5, by Representative(s) Saine.

Amend Education Committee Report, dated February 14, 2019, page 6, after line 26 insert:

"(7) A STUDENT WHO IS HOME SCHOOLED BUT WHO PARTICIPATES IN EXTRACURRICULAR ACTIVITIES OR ATHLETIC PROGRAMS AT A SCHOOL THAT IS SELECTED AS A PILOT SCHOOL IS EXCLUDED FROM ANY DATA COLLECTION OR REPORTING REQUIREMENTS PURSUANT TO THIS ARTICLE 99.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1297 by Representative(s) Weissman and McKean--Concerning data collection from jail facilities operated by political subdivisions of the state.

Amendment No. 1, Judiciary Report, dated April 16, 2019, and placed in member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1328 by Representative(s) Herod; also Senator(s) Rodriguez--Concerning bed bugs in residential premises, and, in connection therewith, establishing duties for landlords and tenants in addressing the presence of bed bugs.
Amendment No. 1, Finance Report, dated April 22, 2019, and placed in member's bill file; Report also printed in House Journal, April 22, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1324 by Representative(s) Cutter and Bird; also Senator(s) Foote--Concerning motions to dismiss certain civil actions involving constitutional rights.

Amendment No. 1, by Representative(s) Bird.

Amend printed bill, page 5, strike lines 13 through 15.

Renumber succeeding subparagraphs accordingly.

Page 6, line 20, strike "INVESTIGATION," and substitute "INVESTIGATION.".

Page 6, strike lines 21 through 25.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

(For change in action, see Amendments to Report, page 1528.)

HB19-1073 by Representative(s) Benavidez; also Senator(s) Fields--Concerning the creation of the law enforcement, public safety, and criminal justice information sharing grant program.


Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

Amendment No. 3, by Representative(s) Benavidez.

Amend Appropriations Committee Report, dated April 25, 2019, page 1, after line 18 insert:

"Page 1, strike line 103 and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1287 by Representative(s) Esgar and Wilson; also Senator(s) Pettersen and Priola--Concerning methods to increase access to treatment for behavioral health disorders.

Amendment No. 1, Health & Insurance Report, dated April 17, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.
Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

Amendment No. 3, by Representative(s) Esgar.

Amend the Health & Insurance Committee Report, dated April 17, 2019, page 1, strike lines 13 through 21 and substitute "is authorized to purchase mental health services from any intergovernmental agreement with any municipality, school district, health service district, or other political subdivision of the state, or may enter into contractual agreements with any private provider, community mental health clinics, and such other community agencies as are approved for purchases by the executive director for the purchase of mental health services. For the purchase of mental health services by counties or city and counties as authorized by this section, the board of county commissioners of any county or the city council of any city and county may levy a tax not to exceed two mills upon real property within the county or city and county if the board first submits the question of such levy to a vote of the qualified electors at a general election and receives their approval of such levy."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1236 by Representative(s) Gray and Sullivan, Buckner, Galindo, Van Winkle; also Senator(s) Todd--Concerning the creation of a workforce diploma pilot program.

Amendment No. 1, Education Report, dated April 9, 2019, and placed in member's bill file; Report also printed in House Journal, April 10, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1313 by Representative(s) Becker and Hansen; also Senator(s) Winter and Priola--Concerning plans to reduce carbon dioxide emissions by qualifying retail utilities, and, in connection therewith, encouraging the achievement of zero carbon dioxide emissions by 2050.

Amendment No. 1, Health & Insurance Report, dated April 17, 2019, and placed in member's bill file; Report also printed in House Journal, April 18, 2019.

Amendment No. 2, Appropriations Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 23, 2019.
Amendment No. 3, by Representative(s) Hansen.

Amend the Health and Insurance Committee Report, dated April 17, 2019, page 2, strike line 5 and substitute "COMMISSION.

SECTION 5. In Colorado Revised Statutes, add article 41 to title 40 as follows:

ARTICLE 41
Colorado Energy Impact Bond Act

40-41-101. Short title. The short title of this Article 41 is the "Colorado Energy Impact Bond Act".

40-41-102. Definitions. As used in this Article 41, unless the context otherwise requires:

(1) "Adjustment mechanism" means a formula-based mechanism for making automatic adjustments to CO-EI charges authorized in a financing order and for making any adjustments that are necessary to correct for overcollection or undercollection of such charges or otherwise ensure the timely and complete payment of the CO-EI Bonds and all financing costs.

(2) "Ancillary agreement" means any bond, insurance policy, letter of credit, reserve account, surety bond, interest rate lock or swap arrangement, hedging arrangement, liquidity or credit support arrangement, or other financial arrangement entered into in connection with CO-EI Bonds that is designed to promote the credit quality and marketability of the CO-EI Bonds or to mitigate the risk of an increase in interest rates.

(3) "Assignee" means any person to which an interest in CO-EI property is sold, assigned, transferred, or conveyed, other than as security, and any successor to or subsequent assignee of such a person.

(4) "Bondholder" means any holder or owner of CO-EI Bonds.

(5) "CO-EI Bonds" means Colorado energy impact bonds that are low-cost corporate securities, such as senior secured bonds, debentures, notes, certificates of participation, certificates of beneficial interest, certificates of ownership, or other evidences of indebtedness or ownership that have a scheduled maturity date as determined reasonable by the Commission but not later than thirty-two years following issuance, that are rated AA or AA2 or better by at least one major independent credit rating agency at the time of issuance, and that are issued by an electric utility or an assignee pursuant to a financing order, the proceeds of which are used, directly or indirectly, to recover, finance, or refinance commission-approved CO-EI costs and financing costs.

(6) "CO-EI Charge" means a charge in an amount authorized by the Commission in a financing order in order to provide a source of revenue solely to repay, finance, or refinance CO-EI costs and financing costs that are imposed on and are a part of all customer bills and are collected in full by the electric utility to which the financing order applies, its successors or assignees, or a collection agent through a nonbypassable charge that is separate and apart from the electric utility's base rates.

(7) (a) "CO-EI Costs" means:

(I) (A) At the option of and upon petition by an electric
UTILITY, AND AS APPROVED BY THE COMMISSION, ANY OF THE PRETAX COSTS THAT THE ELECTRIC UTILITY HAS INCURRED OR WILL INCUR THAT ARE CAUSED BY, ASSOCIATED WITH, OR REMAIN AS A RESULT OF THE RETIREMENT OF AN ELECTRIC GENERATING FACILITY LOCATED IN THE STATE.

(B) AS USED IN THIS SUBSECTION (7), "PRETAX COSTS", IF APPROVED BY THE COMMISSION, INCLUDE, BUT ARE NOT LIMITED TO, THE UNRECOVERED CAPITALIZED COST OF A RETIRED ELECTRIC GENERATING FACILITY, COSTS OF DECOMMISSIONING AND RESTORING THE SITE OF THE ELECTRIC GENERATING FACILITY, AND OTHER APPLICABLE CAPITAL AND OPERATING COSTS, ACCRUED CARRYING CHARGES, DEFERRED EXPENSES, REDUCTIONS FOR APPLICABLE INSURANCE AND SALVAGE PROCEEDS AND THE COSTS OF RETIRING ANY EXISTING INDEBTEDNESS, FEES, COSTS, AND EXPENSES TO MODIFY EXISTING DEBT AGREEMENTS OR FOR WAIVERS OR CONSENTS RELATED TO EXISTING DEBT AGREEMENTS.

(II) AMOUNTS FOR ASSISTANCE TO AFFECTED WORKERS AND COMMUNITIES IF APPROVED BY THE COMMISSION.

(III) PRETAX COSTS THAT AN ELECTRIC UTILITY HAS PREVIOUSLY INCURRED RELATED TO THE COMMISSION-APPROVED CLOSURE OF AN ELECTRIC GENERATING FACILITY OCCURRING BEFORE THE EFFECTIVE DATE OF THIS SECTION.

(b) "CO-EI COSTS" DO NOT INCLUDE ANY MONETARY PENALTY, FINE, OR FORFEITURE ASSESSED AGAINST AN ELECTRIC UTILITY BY A GOVERNMENT AGENCY OR COURT UNDER A FEDERAL OR STATE ENVIRONMENTAL STATUTE, RULE, OR REGULATION.

(8) "CO-EI PROPERTY" MEANS:

(a) ALL RIGHTS AND INTERESTS OF AN ELECTRIC UTILITY OR SUCCESSOR OR ASSIGNEE OF AN ELECTRIC UTILITY UNDER A FINANCING ORDER FOR THE RIGHT TO IMPOSE, BILL, COLLECT, AND RECEIVE CO-EI CHARGES AS IT IS AUTHORIZED TO DO SOLELY UNDER THE FINANCING ORDER AND TO OBTAIN PERIODIC ADJUSTMENTS TO SUCH CO-EI CHARGES AS PROVIDED IN THE FINANCING ORDER; AND

(b) ALL REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENTS, PAYMENTS, MONEY, OR PROCEEDS ARISING FROM THE RIGHTS AND INTERESTS SPECIFIED IN SUBSECTION (8)(a) OF THIS SECTION, REGARDLESS OF WHETHER SUCH REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS ARE IMPOSED, BILLED, RECEIVED, COLLECTED, OR MAINTAINED TOGETHER WITH OR COMMINGLED WITH OTHER REVENUE, COLLECTIONS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS.

(9) "CO-EI REVENUE" MEANS ALL REVENUE, RECEIPTS, COLLECTIONS, PAYMENTS, MONEY, CLAIMS, OR OTHER PROCEEDS ARISING FROM CO-EI PROPERTY.

(10) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO.

(11) "CUSTOMER" MEANS A PERSON THAT TAKES ELECTRIC DISTRIBUTION OR ELECTRIC TRANSMISSION SERVICE FROM AN ELECTRIC UTILITY FOR CONSUMPTION OF ELECTRICITY IN THE STATE. THE TERM INCLUDES A CUSTOMER'S SUCCESSORS AND ASSIGNES.

(12) "ELECTRIC UTILITY" MEANS AN ENTITY OPERATING FOR THE PURPOSE OF SUPPLYING ELECTRICITY TO THE PUBLIC FOR DOMESTIC, MECHANICAL, OR PUBLIC USES AND INCLUDES AN INVESTOR-OWNED ELECTRIC UTILITY SUBJECT TO REGULATION UNDER ARTICLES 1 TO 7 OF THIS TITLE 40, A MUNICIPALLY OWNED UTILITY, AND A COOPERATIVE ELECTRIC ASSOCIATION.

(13) "FINANCING COSTS" MEANS, IF APPROVED BY THE
COMMISSION IN A FINANCING ORDER, COSTS TO ISSUE, SERVICE, REPAY, OR
REFINANCE CO-EI BONDS, WHETHER INCURRED OR PAID UPON ISSUANCE
OF THE CO-EI BONDS OR OVER THE LIFE OF THE CO-EI BONDS, AND
INCLUDES:
  (a)  PRINCIPAL, INTEREST, AND REDEMPTION PREMIUMS THAT ARE
      PAYABLE ON CO-EI BONDS;
  (b)  ANY PAYMENT REQUIRED UNDER AN ANCILLARY AGREEMENT
      AND ANY AMOUNT REQUIRED TO FUND OR REPLENISH A RESERVE ACCOUNT
      OR OTHER ACCOUNTS ESTABLISHED UNDER THE TERMS OF ANY INDENTURE,
      ANCILLARY AGREEMENT, OR OTHER FINANCING DOCUMENT PERTAINING TO
      CO-EI BONDS;
  (c)  ANY OTHER COSTS RELATED TO ISSUING, SUPPORTING,
      REPAYING, REFUNDING, AND SERVICING CO-EI BONDS, INCLUDING, BUT
      NOT LIMITED TO, SERVICING FEES, ACCOUNTING AND AUDITING FEES,
      TRUSTEE FEES, LEGAL FEES, CONSULTING FEES, FINANCIAL ADVISOR FEES,
      ADMINISTRATIVE FEES, PLACEMENT AND UNDERWRITING FEES,
      CAPITALIZED INTEREST, RATING AGENCY FEES, STOCK EXCHANGE LISTING
      AND COMPLIANCE FEES, SECURITY REGISTRATION FEES, FILING FEES,
      INFORMATION TECHNOLOGY PROGRAMMING COSTS, AND ANY OTHER
      DEMONSTRABLE COSTS NECESSARY TO OTHERWISE ENSURE AND
      GUARANTEE THE TIMELY PAYMENT OF CO-EI BONDS OR OTHER AMOUNTS
      OR CHARGES PAYABLE IN CONNECTION WITH CO-EI BONDS;
  (d)  ANY TAXES AND LICENSE FEES IMPOSED ON THE REVENUE
      GENERATED FROM THE COLLECTION OF A CO-EI CHARGE;
  (e)  ANY STATE AND LOCAL TAXES, INCLUDING FRANCHISE, SALES
      AND USE, AND OTHER TAXES OR SIMILAR CHARGES, INCLUDING, BUT NOT
      LIMITED TO, REGULATORY ASSESSMENT FEES, WHETHER PAID, PAYABLE,
      OR ACCRUED; AND
  (f)  ANY COSTS INCURRED BY AN ELECTRIC UTILITY TO PAY THE
      COMMISSION'S COSTS OF ENGAGING SPECIALIZED COUNSEL AND EXPERT
      CONSULTANTS EXPERIENCED IN SECURITIZED ELECTRIC UTILITY
      RATEPAYER-BACKED BOND FINANCING SIMILAR TO CO-EI BONDS AS
      AUTHORIZED BY SECTION 40-41-107 (4).

(14) "FINANCING ORDER" MEANS AN ORDER OF THE COMMISSION
     ISSUED PURSUANT TO SECTION 40-41-106 THAT GRANTS, IN WHOLE OR IN
     PART, AN APPLICATION FILED PURSUANT TO SECTION 40-41-103 AND THAT
     AUTHORIZES THE ISSUANCE OF CO-EI BONDS IN ONE OR MORE SERIES, THE
     IMPOSITION, CHARGING, AND COLLECTION OF CO-EI CHARGES, AND THE
     CREATION OF CO-EI PROPERTY.

(15) "FINANCING PARTY" MEANS A HOLDER OF CO-EI BONDS AND
     TRUSTEES, COLLATERAL AGENTS, ANY PARTY UNDER AN ANCILLARY
     AGREEMENT, OR ANY OTHER PERSON ACTING FOR THE BENEFIT OF A
     HOLDER OF CO-EI BONDS.

(16) "FINANCING STATEMENT" HAS THE SAME MEANING AS SET
     FORTH IN SECTION 4-9-102 (39).

(17) "NONBYPASSABLE" MEANS THAT THE PAYMENT OF A CO-EI
     CHARGE MAY NOT BE AVOIDED BY ANY FUTURE OR EXISTING CUSTOMER
     LOCATED WITHIN AN ELECTRIC UTILITY SERVICE AREA AS SUCH SERVICE
     AREA EXISTED AS OF THE DATE OF THE FINANCING ORDER OR, IF THE
     FINANCING ORDER SO PROVIDES, AS SUCH SERVICE AREA MAY BE
     EXPANDED, EVEN IF THE CUSTOMER ELECTS TO PURCHASE ELECTRICITY
     FROM A SUPPLIER OTHER THAN THE ELECTRIC UTILITY.

(18) "SUCCESSOR" MEANS, WITH RESPECT TO ANY LEGAL ENTITY,
     ANOTHER LEGAL ENTITY THAT SUCCEEDS BY OPERATION OF LAW TO THE
     RIGHTS AND OBLIGATIONS OF THE FIRST LEGAL ENTITY PURSUANT TO ANY
     BANKRUPTCY, REORGANIZATION, RESTRUCTURING, OTHER INSOLVENCY
PROCEEDING, MERGER, ACQUISITION, CONSOLIDATION, OR SALE OR
TRANSFER OF ASSETS, WHETHER ANY OF THESE OCCUR DUE TO A
RESTRUCTURING OF THE ELECTRIC POWER INDUSTRY OR OTHERWISE.
SOLELY FOR THE PURPOSE OF IMPLEMENTING THIS ARTICLE 41,
"SUCCESSOR" DOES NOT INCLUDE ANY MUNICIPALLY OWNED ELECTRIC
UTILITY ESTABLISHED AND PROVIDING RETAIL ELECTRIC SERVICE BEFORE
THE DATE ON WHICH CO-EI BONDS ARE ISSUED PURSUANT TO A FINANCING
ORDER RELATING TO ELECTRIC GENERATING FACILITIES THAT SERVE OR
PREVIOUSLY SERVED THE SERVICE AREA OF THE MUNICIPALLY OWNED
ELECTRIC UTILITY.

40-41-103. Financing orders - application requirements.
(1) AN ELECTRIC UTILITY, IN ITS SOLE DISCRETION, MAY APPLY TO THE
COMMISSION FOR A FINANCING ORDER AS AUTHORIZED BY THIS SECTION.
(2) (a) AN INVESTOR-OWNED OR OTHER REGULATED ELECTRIC
UTILITY MAY FILE AN APPLICATION FOR APPROVAL TO ISSUE CO-EI BONDS
IN ONE OR MORE SERIES, IMPOSE, CHARGE, AND COLLECT CO-EI CHARGES,
AND CREATE CO-EI PROPERTY RELATED TO THE RETIREMENT OF AN
ELECTRIC GENERATING FACILITY IN COLORADO THAT HAS PREVIOUSLY
BEEN APPROVED BY THE COMMISSION.
(b) AN ELECTRIC UTILITY THAT IS NOT REGULATED MAY FILE AN
APPLICATION FOR APPROVAL TO ISSUE CO-EI BONDS IN ONE OR MORE
SERIES, IMPOSE, CHARGE, AND COLLECT CO-EI CHARGES, AND CREATE
CO-EI PROPERTY RELATED TO THE RETIREMENT OF AN ELECTRIC
GENERATING FACILITY IN COLORADO.
(c) THE COMMISSION SHALL TAKE FINAL ACTION TO APPROVE,
DENY, OR MODIFY ANY APPLICATION FOR A FINANCING ORDER AS
DESCRIBED IN SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION IN A FINAL
ORDER ISSUED IN ACCORDANCE WITH THE COMMISSION'S RULES FOR
ADDRESSING APPLICATIONS.
(3) (a) AN APPLICATION FOR A FINANCING ORDER MUST INCLUDE
THE FOLLOWING INFORMATION:
(I) A DESCRIPTION OF THE CO-EI COSTS THAT THE APPLICANT
PROPOSES TO RECOVER WITH THE PROCEEDS OF THE CO-EI BONDS;
(II) AN ESTIMATE OF THE FINANCING COSTS RELATED TO THE
CO-EI BONDS;
(III) AN ESTIMATE OF THE CO-EI CHARGES NECESSARY TO PAY
THE CO-EI COSTS AND ALL FINANCING COSTS, AND THE PERIOD OVER
WHICH SUCH COSTS WILL BE RECOVERED;
(IV) A PROPOSED METHODOLOGY FOR ALLOCATING THE REVENUE
REQUIREMENT FOR THE CO-EI CHARGE AMONG CUSTOMER CLASSES,
INCLUDING SPECIAL CONTRACT CUSTOMERS;
(V) A DESCRIPTION OF THE NONBYPASSABLE CO-EI CHARGE
REQUIRED TO BE PAID BY CUSTOMERS WITHIN THE ELECTRIC UTILITY'S
SERVICE AREA FOR RECOVERY OF CO-EI COSTS AND A PROPOSED
ADJUSTMENT MECHANISM REFLECTING THE ALLOCATION METHODOLOGY
REFERRED TO IN SUBSECTION (3)(a)(IV) OF THIS SECTION;
(VI) AN ESTIMATE OF THE TIMING OF THE ISSUANCE OF THE CO-EI
BONDS, OR SERIES OF BONDS; AND
(VII) AN ESTIMATE OF THE NET PROJECTED COST SAVINGS OR A
DEMONSTRATION OF HOW THE ISSUANCE OF CO-EI BONDS AND THE
IMPOSITION OF CO-EI CHARGES WOULD AVOID OR SIGNIFICANTLY
MITIGATE RATE IMPACTS TO CUSTOMERS AS COMPARED WITH TRADITIONAL
METHODS OF FINANCING AND RECOVERING CO-EI COSTS FROM
CUSTOMERS.
(b) IN ADDITION TO FURNISHING THE INFORMATION SPECIFIED IN
SUBSECTION (3)(a) OF THIS SECTION, AN APPLICANT SHALL:
(I) Specify a future ratemaking process to reconcile any difference between the actual CO-EI costs financed by CO-EI bonds and the final CO-EI costs incurred by the utility or the assignee. The reconciliation may affect the electric utility’s base rates or any rider adopted pursuant to Section 40-41-104(4), but shall not affect the amount of the bonds or the associated CO-EI charges paid by customers.

(II) Provide direct testimony supporting the application.

40-41-104. Issuance of financing orders. (1) Following notice and hearing on an application for a financing order as required by the commission’s rules, practice, and procedure, the commission may issue a financing order if the commission finds that:

(a) The CO-EI costs described in the application related to the retirement of the electric generating facilities are reasonable;

(b) The proposed issuance of CO-EI bonds and the imposition and collection of CO-EI charges:
   (I) are just and reasonable;
   (II) are consistent with the public interest;
   (III) constitute a prudent and reasonable mechanism for the financing of the CO-EI costs described in the application; and
   (IV) will provide substantial, tangible, and quantifiable net present value savings or other benefits to customers that are greater than the benefits that would have been achieved absent the issuance of CO-EI bonds; and

(c) The provisions of the financing order will ensure that the proposed structuring, marketing, and pricing of the CO-EI bonds will:
   (I) lower overall costs to customers or avoid or mitigate rate impacts to customers relative to traditional methods of financing; and
   (II) achieve the maximum net present value of customer savings, as determined by the commission in a financing order, consistent with market conditions at the time of sale and the terms of the financing order.

(2) The financing order must:

(a) Determine the maximum amount of CO-EI costs that may be financed from proceeds of CO-EI bonds authorized to be issued by the financing order;

(b) Approve a methodology for allocating the revenue requirement for the CO-EI charge among customer classes;

(c) Describe the proposed customer billing mechanism for CO-EI charges and include a finding that the mechanism is just and reasonable;

(d) Describe and estimate the financing costs that may be recovered through CO-EI charges and the period over which the costs may be recovered, subject to Section 40-41-105;

(e) Determine whether the proposed structuring, expected pricing, and financing costs of CO-EI bonds have a significant likelihood of lowering overall costs to customers or avoiding or significantly mitigating rate impacts to customers as compared with traditional methods of financing and recovering CO-EI costs from customers. A financing order must provide detailed findings of fact addressing cost-effectiveness and associated rate impacts upon customers.
AND CUSTOMER CLASSES.

(f) Require the imposition and collection of the non-bypassable CO-EI charges authorized under a financing order for the period specified in subsection (2)(d) of this section;

(g) Describe the CO-EI property that may be created in favor of the utility and its successors and assignees and that will be used to pay, and secure the payment of, the CO-EI bonds and financing costs authorized in the financing order;

(h) Authorize and approve an adjustment mechanism reflecting the allocation methodology specified in subsection (2)(b) of this section;

(i) Authorize the applicant electric utility to finance CO-EI costs through the issuance of one or more series of CO-EI bonds. An electric utility is not required to secure a separate financing order for each issuance of CO-EI bonds or for each scheduled phase of the previously approved retirement of electric generating facilities approved in the financing order.

(j) Include any additional findings or conclusions deemed appropriate by the Commission;

(k) Specify the degree of flexibility afforded to the electric utility in establishing the terms and conditions of the CO-EI bonds, including, but not limited to, repayment schedules, expected interest rates, and other financing costs;

(l) Specify the timing of actions required by the order, including:

(I) The timing of issuance of the CO-EI bonds, independent of the schedule of retirement of the electric generating facility;

(II) The energy assistance funds, if included in the bond issue, may be transferred to a third-party entity designated by the Commission to administer transition assistance on behalf of displaced workers and affected communities no later than the date on which the electric generating facility ceases operation;

and

(III) The applicant electric utility files to reduce its rates as required in subsection (4) of this section simultaneously with the inception of the CO-EI charges and independently of the schedule of closing and decommissioning of the electric generating facility; and

(m) Specify a future ratemaking process to reconcile any difference between the actual CO-EI costs financed by CO-EI bonds and the final CO-EI costs incurred by the utility or the assignee. The reconciliation may affect the electric utility’s base rates or any rider adopted pursuant to subsection (4) of this section, but shall not affect the amount of the bonds or the associated CO-EI charges paid by customers.

(3) A financing order issued to an electric utility must permit and may require the creation of an electric utility’s CO-EI property pursuant to subsection (2)(g) of this section to be conditioned upon, and simultaneous with, the sale or other transfer of the CO-EI property to an assignee and the pledge of the CO-EI property to secure CO-EI bonds.

(4) A financing order must require the applicant electric utility, simultaneously with the inception of the collection of CO-EI charges, to reduce its rates through a reduction in base rates or by a negative rider on customer bills in an amount
EQUAL TO THE REVENUE REQUIREMENT ASSOCIATED WITH THE UTILITY
ASSETS BEING FINANCED BY CO-EI BONDS.

(5) IN A FINANCING ORDER, THE COMMISSION MAY INCLUDE ANY
CONDITIONS THAT ARE NECESSARY TO PROMOTE THE PUBLIC INTEREST
AND MAY GRANT RELIEF THAT IS DIFFERENT FROM THAT WHICH WAS
REQUESTED IN THE APPLICATION SO LONG AS THE RELIEF IS WITHIN THE
SCOPE OF THE MATTERS ADDRESSED IN THE COMMISSION'S NOTICE OF THE
APPLICATION.

40-41-105. Effect of financing order. (1) A FINANCING ORDER
REMAINS IN EFFECT UNTIL THE CO-EI BONDS ISSUED AS AUTHORIZED BY
THE FINANCING ORDER HAVE BEEN PAID IN FULL AND ALL FINANCING
COSTS RELATING TO THE CO-EI BONDS HAVE BEEN PAID IN FULL.

(2) A FINANCING ORDER REMAINS IN EFFECT AND UNABATED
NOTWITHSTANDING THE BANKRUPTCY, REORGANIZATION, OR INSOLVENCY
OF THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES OR
ANY AFFILIATE OF THE ELECTRIC UTILITY OR SUCCESSOR ENTITY OR
ASSIGNEE.

(3) SUBJECT TO JUDICIAL REVIEW AS PROVIDED FOR IN SECTION
40-41-108, A FINANCING ORDER IS IRREVOCABLE. THEREFORE,
NOTWITHSTANDING SECTION 40-6-112 (1), THE COMMISSION MAY NOT
REDUCE, IMPAIR, POSTPONE, OR TERMINATE CO-EI CHARGES APPROVED
IN A FINANCING ORDER OR IMPAIR CO-EI PROPERTY OR THE COLLECTION
OR RECOVERY OF CO-EI REVENUE.

(4) NOTWITHSTANDING SUBSECTION (3) OF THIS SECTION, UPON
THE REQUEST OF AN ELECTRIC UTILITY OR AT THE REQUEST OF PARTIES IN
THE COMMISSION PROCEEDING, THE COMMISSION MAY COMMENCE A
PROCEEDING AND ISSUE A SUBSEQUENT FINANCING ORDER THAT PROVIDES
FOR REFINANCING, RETIRING, OR REFUNDING CO-EI BONDS ISSUED
PURSUANT TO THE ORIGINAL FINANCING ORDER IF:

(a) THE COMMISSION MAKES ALL OF THE FINDINGS SPECIFIED IN
SECTION 40-41-104 (1) WITH RESPECT TO THE SUBSEQUENT FINANCING
ORDER; AND

(b) THE SUBSEQUENT FINANCING ORDER DOES NOT IMPAIR IN ANY
WAY THE COVENANTS AND TERMS OF THE CO-EI BONDS TO BE
REFINANCED, RETIRED, OR REFUNDED.

40-41-106. Effect on commission jurisdiction. (1) EXCEPT AS
OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, IF THE
COMMISSION ISSUES A FINANCING ORDER TO AN ELECTRIC UTILITY, THE
COMMISSION SHALL NOT, IN EXERCISING ITS POWERS AND CARRYING OUT
ITS DUTIES PURSUANT TO THIS ARTICLE 41:

(a) CONSIDER THE CO-EI BONDS ISSUED PURSUANT TO THE
FINANCING ORDER TO BE DEBT OF THE ELECTRIC UTILITY OTHER THAN FOR
INCOME TAX PURPOSES;

(b) CONSIDER THE CO-EI CHARGES PAID UNDER THE FINANCING
ORDER TO BE REVENUE OF THE ELECTRIC UTILITY;

(c) CONSIDER THE CO-EI COSTS OR FINANCING COSTS SPECIFIED
IN THE FINANCING ORDER TO BE THE REGULATED COSTS OR ASSETS OF THE
ELECTRIC UTILITY; OR

(d) DETERMINE ANY PRUDENT ACTION TAKEN BY AN ELECTRIC
UTILITY THAT IS CONSISTENT WITH THE FINANCING ORDER TO BE UNJUST
OR UNREASONABLE.

(2) NOTHING IN SUBSECTION (1) OF THIS SECTION:

(a) PREVENTS OR PRECLUDES THE COMMISSION FROM
INVESTIGATING THE COMPLIANCE OF AN ELECTRIC UTILITY WITH THE
TERMS AND CONDITIONS OF A FINANCING ORDER AND REQUIRING
COMPLIANCE WITH THE FINANCING ORDER; OR
(b) Prevents or precludes the commission from imposing regulatory sanctions against a regulated electric utility for failure to comply with the terms and conditions of a financing order or the requirements of this article 41.

(3) The commission may not refuse to allow the recovery of any costs associated with the retirement of electric generating facilities by an electric utility solely because the electric utility has elected to finance those activities through a financing mechanism other than CO-EI bonds, whether or not a financing order with respect to such costs has been applied for by the utility or issued by the commission.

40-41-107. Electric utility customer protection. (1) In addition to any other authority of the commission:

(a) The commission may attach such conditions to the approval of a financing order as the commission deems appropriate to maximize the benefits and minimize the risks of the transaction to customers, directly impacted Colorado workers and communities, and the electric utility;

(b) The commission may specify in the financing order a process to structure, market, and price CO-EI bonds, including the selection of the underwriter or underwriters, in a manner consistent with the public interest and the legal obligations of the electric utility;

(c) The commission shall review and determine the reasonableness of all proposed up-front and ongoing financing costs;

(d) The commission shall determine how it will engage to ensure that the issuance of the CO-EI bonds maximizes net present value customer savings, consistent with market conditions at the time of issuance and the terms of the financing order; and

(e) The commission has the authority required to perform comprehensive due diligence in its evaluation of an application for a financing order and has the authority to oversee the process used to structure, market, and price CO-EI bonds.

(2) Alternative financing mechanisms may result in lower costs to electric utility customers. It is helpful to provide alternative financing mechanisms to be utilized by utilities as options for reducing the total amount of costs being included in customer rates resulting from accelerating the retirement of electric generating facilities.

(3) Within one hundred twenty days after the issuance of CO-EI bonds, the applicant shall file with the commission information regarding the actual up-front issuance costs of the CO-EI bonds. The commission shall review, on a reasonably comparable basis, such information to determine if the issuance resulted in the lowest overall costs that were reasonably consistent with both market conditions at the time of the issuance and the terms of the financing order. The commission may disallow incremental up-front issuance costs in excess of the lowest overall costs by requiring the electric utility to make a credit in an amount equal to the excess of actual issuance costs incurred, and paid for out of CO-EI bond proceeds, and the lowest overall issuance costs as determined by the commission. The commission may not make adjustments to the CO-EI charges for any such excess up-front issuance costs.
IN PERFORMING ITS RESPONSIBILITIES UNDER THIS ARTICLE 41, THE COMMISSION MAY ENGAGE OUTSIDE CONSULTANTS AND COUNSEL, SELECTED BY THE COMMISSION, WHO ARE EXPERIENCED IN SECURITIZED ELECTRIC UTILITY RATEPAYER-BACKED BOND FINANCING SIMILAR TO CO-EI BONDS. THESE OUTSIDE CONSULTANTS AND COUNSEL HAVE A DUTY OF LOYALTY SOLELY TO THE COMMISSION, MUST NOT HAVE ANY FINANCIAL INTEREST IN THE CO-EI BONDS, AND SHALL NOT PARTICIPATE IN THE UNDERWRITING OR SECONDARY MARKET TRADING OF THE CO-EI BONDS. THE EXPENSES ASSOCIATED WITH ANY ENGAGEMENT SHALL BE PAID BY THE APPLICANT UTILITY AND SHALL BE INCLUDED AS FINANCING COSTS AND INCLUDED IN THE CO-EI CHARGE, ARE NOT AN OBLIGATION OF THE STATE, AND ARE ASSIGNED SOLELY TO THE TRANSACTION.

(4) IF AN ELECTRIC UTILITY'S APPLICATION FOR A FINANCING ORDER IS DENIED OR WITHDRAWN OR FOR ANY REASON NO CO-EI BONDS ARE ISSUED, ANY COSTS OF RETAINING EXPERT CONSULTANTS AND COUNSEL ON BEHALF OF THE COMMISSION, AS AUTHORIZED BY SUBSECTION (4) OF THIS SECTION AND APPROVED BY THE COMMISSION, SHALL BE PAID BY THE APPLICANT ELECTRIC UTILITY AND SHALL BE ELIGIBLE FOR RECOVERY BY THE ELECTRIC UTILITY, INCLUDING CARRYING COSTS, IN THE ELECTRIC UTILITY’S FUTURE RATES.


40-41-109. Electric utilities - duties. (1) THE ELECTRIC BILLS OF AN ELECTRIC UTILITY THAT HAS OBTAINED A FINANCING ORDER AND CAUSED CO-EI BONDS TO BE ISSUED:

(a) MUST EXPLICITLY REFLECT THAT A PORTION OF THE CHARGES ON THE BILL REPRESENTS CO-EI CHARGES APPROVED IN A FINANCING ORDER ISSUED TO THE ELECTRIC UTILITY AND, IF THE CO-EI PROPERTY HAS BEEN TRANSFERRED TO AN ASSIGNEE, MUST INCLUDE A STATEMENT THAT THE ASSIGNEE IS THE OWNER OF THE RIGHTS TO CO-EI CHARGES AND THAT THE ELECTRIC UTILITY OR OTHER ENTITY, IF APPLICABLE, IS ACTING AS A COLLECTION AGENT OR SERVICER FOR THE ASSIGNEE;

(b) MUST INCLUDE THE CO-EI CHARGE ON EACH CUSTOMER'S BILL AS A SEPARATE LINE ITEM TITLED "ENERGY IMPACT ASSISTANCE CHARGE" AND MAY INCLUDE BOTH THE RATE AND THE AMOUNT OF THE CHARGE ON EACH BILL. THE FAILURE OF AN ELECTRIC UTILITY TO COMPLY WITH THIS SUBSECTION (1) DOES NOT INVALIDATE, IMPAIR, OR AFFECT ANY FINANCING ORDER, CO-EI PROPERTY, CO-EI CHARGE, OR CO-EI BONDS, BUT MAY SUBJECT THE ELECTRIC UTILITY TO PENALTIES UNDER APPLICABLE COMMISSION RULES; AND

(c) MUST EXPLAIN TO CUSTOMERS IN AN ANNUAL FILING WITH THE COMMISSION THE RATE IMPACT THAT FINANCING THE RETIREMENT OF ELECTRIC GENERATING FACILITIES WILL HAVE ON CUSTOMER RATES.

(2) AN ELECTRIC UTILITY THAT HAS OBTAINED A FINANCING ORDER AND CAUSED CO-EI BONDS TO BE ISSUED MUST DEMONSTRATE IN AN ANNUAL FILING WITH THE COMMISSION THAT CO-EI BOND PROCEEDS ARE APPLIED SOLELY TO THE REPAYMENT OF CO-EI COSTS AND THAT CO-EI REVENUES ARE APPLIED SOLELY TO THE REPAYMENT OF CO-EI BONDS AND
OTHER FINANCING COSTS IN ACCORDANCE WITH THE FINANCING ORDER.
The cost of such annual filing is a financing cost recoverable by
the electric utility from the CO-EI charge.

40-41-110. **CO-EI property.** (1) CO-EI property that is
described in a financing order constitutes an existing present
property right or interest in an existing present property right
even though the imposition and collection of CO-EI charges
depends on the electric utility to which the financing order is
issued performing its servicing functions relating to the
collection of CO-EI charges and on future electricity
consumption. The property right or interest exists regardless of
whether the revenues or proceeds arising from the CO-EI
property have been billed, have accrued, or have been collected
and notwithstanding the fact that the value or amount of the
property right or interest is dependent on the future provision
of service to customers by the electric utility or a successor or
assignee of the electric utility.

(2) CO-EI property described in a financing order exists
until all CO-EI bonds issued pursuant to the financing order are
paid in full and all financing costs and other costs of the CO-EI
bonds have been recovered in full.

(3) All or any portion of CO-EI property described in a
financing order issued to an electric utility may be transferred,
sold, conveyed, or assigned to a successor or assignee that is
wholly owned, directly or indirectly, by the electric utility
and is created for the limited purpose of acquiring, owning, or
administering CO-EI property or issuing CO-EI bonds as
authorized by the financing order. All or any portion of CO-EI
property may be pledged to secure CO-EI bonds issued pursuant
to a financing order, amounts payable to financing parties and
to counterparties under any ancillary agreements, and other
financing costs. Each transfer, sale, conveyance, assignment, or
pledge by an electric utility or an affiliate of an electric
utility is a transaction in the normal course of business for
purposes of section 40-5-105 (1)(a).

(4) If an electric utility defaults on any required payment
of charges arising from CO-EI property described in a financing
order, a court, upon application by an interested party and
without limiting any other remedies available to the applying
party, shall order the sequestration and payment of the
revenue arising from the CO-EI property to the financing
parties. Any such financing order remains in full force and
effect notwithstanding any reorganization, bankruptcy, or
other insolvency proceedings with respect to the electric
utility or its successors or assignees.

(5) The interest of a transferee, purchaser, acquirer,
assignee, or pledgeree in CO-EI property specified in a financing
order issued to an electric utility, and in the revenue and
collections arising from that property, is not subject to setoff,
counterclaim, surcharge, or defense by the electric utility or
any other person or in connection with the reorganization,
bankruptcy, or other insolvency of the electric utility or any
other entity.

(6) A successor to an electric utility, whether pursuant
to any reorganization, bankruptcy, or other insolvency
proceeding or whether pursuant to any merger or acquisition,
SALE, OTHER BUSINESS COMBINATION, OR TRANSFER BY OPERATION OF LAW, AS A RESULT OF ELECTRIC UTILITY RESTRUCTURING OR OTHERWISE, SHALL PERFORM AND SATISFY ALL OBLIGATIONS OF, AND HAS THE SAME DUTIES AND RIGHTS UNDER A FINANCING ORDER AS, THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES AND SHALL PERFORM THE DUTIES AND EXERCISE THE RIGHTS IN THE SAME MANNER AND TO THE SAME EXTENT AS THE ELECTRIC UTILITY, INCLUDING COLLECTING AND PAYING TO ANY PERSON ENTITLED TO RECEIVE THEM THE REVENUES, COLLECTIONS, PAYMENTS, OR PROCEEDS OF CO-EI PROPERTY DESCRIBED IN THE FINANCING ORDER.

40-41-111. CO-EI bonds - legal investments - not public debt
- pledge of state. (1) BANKS, TRUST COMPANIES, SAVINGS AND LOAN ASSOCIATIONS, INSURANCE COMPANIES, EXECUTORS, ADMINISTRATORS, GUARDIANS, TRUSTEES, AND OTHER FIDUCIARIES MAY LEGALLY INVEST ANY MONEY WITHIN THEIR CONTROL IN CO-EI BONDS. PUBLIC ENTITIES, AS DEFINED IN SECTION 24-75-601 (1), MAY INVEST PUBLIC FUNDS IN CO-EI BONDS ONLY IF THE CO-EI BONDS SATISFY THE INVESTMENT REQUIREMENTS ESTABLISHED IN PART 6 OF ARTICLE 75 OF TITLE 24.

(2) CO-EI BONDS ISSUED AS AUTHORIZED BY A FINANCING ORDER ARE NOT DEBT OF OR A PLEDGE OF THE FAITH AND CREDIT OR TAXING POWER OF THE STATE, ANY AGENCY OF THE STATE, OR ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE. HOLDERS OF CO-EI BONDS HAVE NO RIGHT TO HAVE TAXES LEVIED BY THE STATE OR BY ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE FOR THE PAYMENT OF THE PRINCIPAL OR INTEREST ON CO-EI BONDS. THE ISSUANCE OF CO-EI BONDS DOES NOT DIRECTLY, INDIRECTLY, OR CONTINGENTLY OBLIGATE THE STATE OR A POLITICAL SUBDIVISION OF THE STATE TO LEVY ANY TAX OR MAKE ANY APPROPRIATION FOR PAYMENT OF PRINCIPAL OR INTEREST ON THE CO-EI BONDS.

(3) (a) THE STATE PLEDGES TO AND AGREES WITH HOLDERS OF CO-EI BONDS, ANY ASSIGNEE, AND ANY FINANCING PARTIES THAT THE STATE WILL NOT:
(I) TAKE OR PERMIT ANY ACTION THAT IMPAIRS THE VALUE OF CO-EI PROPERTY; OR
(II) REDUCE, ALTER, OR IMPAIR CO-EI CHARGES, EXCEPT THROUGH APPLICATION OF THE ADJUSTMENT MECHANISM, THAT ARE IMPOSED, COLLECTED, AND REMITTED FOR THE BENEFIT OF HOLDERS OF CO-EI BONDS, ANY ASSIGNEE, AND ANY FINANCING PARTIES, UNTIL ANY PRINCIPAL, INTEREST, AND REDEMPTION PREMIUM PAYABLE ON CO-EI BONDS, ALL FINANCING COSTS, AND ALL AMOUNTS TO BE PAID TO AN ASSIGNEE OR FINANCING PARTY UNDER AN ANCILLARY AGREEMENT ARE PAID IN FULL.

(b) A PERSON WHO ISSUES CO-EI BONDS MAY INCLUDE THE PLEDGE SPECIFIED IN SUBSECTION (3)(a) OF THIS SECTION IN THE CO-EI BONDS, ANCILLARY AGREEMENTS, AND DOCUMENTATION RELATED TO THE ISSUANCE AND MARKETING OF THE CO-EI BONDS.

40-41-112. Assignee or financing party not automatically subject to commission regulation. AN ELECTRIC UTILITY, ASSIGNEE, OR FINANCING PARTY THAT IS NOT ALREADY REGULATED BY THE COMMISSION DOES NOT BECOME SUBJECT TO COMMISSION REGULATION SOLELY AS A RESULT OF ENGAGING IN ANY TRANSACTION AUTHORIZED BY OR DESCRIBED IN THIS ARTICLE 41.

40-41-113. Effect of other laws and judicial decisions. (1) If ANY PROVISION OF THIS ARTICLE 41 CONFLICTS WITH ANY OTHER LAW REGARDING THE ATTACHMENT, ASSIGNMENT, PERFECTION, EFFECT OF PERFECTION, OR PRIORITY OF ANY SECURITY INTEREST IN OR TRANSFER OF
CO-EI Property, the provision of this Article 41 governs to the extent of the conflict.

(2) Effective on the date that CO-EI bonds are first issued, if any provision of this Article 41 is held to be invalid or is invalidated, superseded, replaced, repealed, or expires, that occurrence does not affect any action allowed under this Article 41 that was lawfully taken by the Commission, an electric utility, an assignee, a collection agent, a financing party, a bondholder, or a party to an ancillary agreement before the occurrence, and any such action remains in full force and effect.

(3) Nothing in Subsection (1) or (2) of this section precludes an electric utility for which the Commission has initially issued a financing order from applying to the Commission for:

(a) A subsequent financing order amending the financing order as authorized by Section 40-41-105 (4); or

(b) Approval of the issuance of CO-EI bonds to refund all or a portion of an outstanding series of CO-EI bonds.

40-41-114. Choice of law. The laws of this state govern the validity, enforceability, attachment, perfection, priority, and exercise of remedies with respect to the transfer of an interest or right or creation of a security interest in any CO-EI property, CO-EI charge, or financing order.

40-41-115. Security interests in CO-EI property. (1) The creation, perfection, and enforcement of any security interest in CO-EI property to secure the repayment of the principal of and interest on CO-EI bonds, amounts payable under any ancillary agreement, and other financing costs are governed by this section and not by the "Uniform Commercial Code", title 4, to the extent of any conflict.

(2) The description or indication of CO-EI property in a transfer or security agreement and a financing statement is sufficient only if the description or indication refers to this Article 41 and the financing order creating the CO-EI property.

(3) (a) A security interest in CO-EI property is created, valid, and binding as soon as all of the following events have occurred:

(I) The financing order that describes the CO-EI property is issued;

(II) A security agreement is executed and delivered; and

(III) Value is received for the CO-EI bonds.

(b) Once a security interest in CO-EI property is created under subsection (3)(a) of this section, the security interest attaches without any physical delivery of collateral or any other act. The lien of the security interest is valid, binding, and perfected against all parties having claims of any kind in tort, contract, or otherwise against the person granting the security interest, regardless of whether such parties have notice of the lien, upon the filing of a financing statement with the secretary of state. The secretary of state shall maintain a financing statement filed pursuant to this subsection (3)(b) in the same manner in which the secretary maintains and in the same record-keeping system in which the secretary maintains financing statements filed pursuant to Article 9 of Title 4. The filing of any financing statement pursuant to this subsection
(3)(b) is governed by article 9 of title 4 regarding the filing of financing statements.

(4) A security interest in CO-EI property is a continuously perfected security interest and has priority over any other lien, created by operation of law or otherwise, which may subsequently attach to the CO-EI property unless the holder of the security interest has agreed in writing otherwise.

(5) The priority of a security interest in CO-EI property is not affected by the commingling of CO-EI property or CO-EI revenue with other money. An assignee, bondholder, or financing party has a perfected security interest in the amount of all CO-EI property or CO-EI revenue that is pledged for the payment of CO-EI bonds even if the CO-EI property or CO-EI revenue is deposited in a cash or deposit account of the electric utility in which the CO-EI revenue is commingled with other money, and any other security interest that applies to the other money does not apply to the CO-EI revenue.

(6) Neither a subsequent order of the commission amending a financing order as authorized by section 40-41-105 (4), nor application of an adjustment mechanism as authorized by section 40-41-104 (2)(h), affects the validity, perfection, or priority of a security interest in or transfer of CO-EI property.

40-41-116. Sales of CO-EI property. (1) (a) A sale, assignment, or transfer of CO-EI property is an absolute transfer and true sale of, and not a pledge of or secured transaction relating to, the seller’s right, title, and interest in, to, and under the CO-EI property if the documents governing the transaction expressly state that the transaction is a sale or other absolute transfer. A transfer of an interest in CO-EI property may be created only when all of the following have occurred:

(I) The financing order creating and describing the CO-EI property has become effective;

(II) The documents evidencing the transfer of the CO-EI property have been executed and delivered to the assignee; and

(III) Value is received.

(b) Upon the filing of a financing statement with the secretary of state, a transfer of an interest in CO-EI property is perfected against all third persons, including any judicial lien or other lien creditors or any claims of the seller or creditors of the seller, other than creditors holding a prior security interest, ownership interest, or assignment in the CO-EI property previously perfected in accordance with this subsection (1) or section 40-41-115. The secretary of state shall maintain a financing statement filed pursuant to this subsection (1)(b) in the same manner in which the secretary maintains and in the same record-keeping system in which the secretary maintains financing statements filed pursuant to article 9 of title 4. The filing of any financing statement pursuant to this subsection (1)(b) is governed by article 9 of title 4 regarding the filing of financing statements.

(2) The characterization of a sale, assignment, or transfer as an absolute transfer and true sale and the corresponding characterization of the property interest of the assignee is not affected or impaired by the existence or occurrence of any of the following:
(a) COMMINGLING OF CO-EI REVENUE WITH OTHER MONEY;

(b) THE RETENTION BY THE SELLER OF:

(I) A PARTIAL OR RESIDUAL INTEREST, INCLUDING AN EQUITY INTEREST, IN THE CO-EI PROPERTY, WHETHER DIRECT OR INDIRECT, OR WHETHER SUBORDINATE OR OTHERWISE; OR

(II) THE RIGHT TO RECOVER COSTS ASSOCIATED WITH TAXES, FRANCHISE FEES, OR LICENSE FEES IMPOSED ON THE COLLECTION OF CO-EI REVENUE;

(c) ANY RECURSE THAT THE PURCHASER MAY HAVE AGAINST THE SELLER;

(d) ANY INDEMNIFICATION RIGHTS, OBLIGATIONS, OR REPURCHASE RIGHTS MADE OR PROVIDED BY THE SELLER;

(e) AN OBLIGATION OF THE SELLER TO COLLECT CO-EI REVENUES ON BEHALF OF AN ASSIGNEE;

(f) THE TREATMENT OF THE SALE, ASSIGNMENT, OR TRANSFER FOR TAX, FINANCIAL REPORTING, OR OTHER PURPOSES;

(g) ANY SUBSEQUENT FINANCING ORDER AMENDING A FINANCING ORDER AS AUTHORIZED BY SECTION 40-41-105 (4); OR

(h) ANY APPLICATION OF AN ADJUSTMENT MECHANISM AS AUTHORIZED BY SECTION 40-41-104 (2)(h).

SECTION 6. Severability. If any provision of this act or the application thereof to any person, circumstance, or transaction is held by a court of competent jurisdiction to be unconstitutional or invalid, the unconstitutionality or invalidity does not affect the constitutionality or validity of any other provision of this act or its application or validity to any person, circumstance, or transaction, including, without limitation, the irrevocability of a financing order issued pursuant to this act, the validity of the issuance of CO-EI bonds, the imposition of CO-EI charges, the transfer or assignment of CO-EI property, or the collection and recovery of CO-EI charges. To these ends, the general assembly hereby declares that the provisions of this act are intended to be severable and that the general assembly would have enacted this section even if any provision of this act held to be unconstitutional or invalid had not been included in the act."

Renumber succeeding sections accordingly.

Amendment No. 4, by Representative(s) Soper.

Amend printed bill, page 11, strike lines 22 through 27.

Page 12, strike lines 1 through 3 and substitute:

"(5) Regulatory matters. (a) Ensuring retail rate stability. (I) The commission shall establish a maximum electric retail rate impact of one and one-half percent of the total electric bill annually for each customer for implementation of the approved additional clean energy plan activities, consistent with this subsection (5). Nothing in this subsection (5)(a) supercedes subsection (3)(a)(I) of this section.

(II) A qualifying retail utility shall collect revenues for the additional clean energy plan activities through a clean energy plan revenue rider assessed on a percentage basis on all retail customer bills, as deemed prudent by the commission. The revenue rider may be established as early as the year following approval of a clean energy plan by the commission, and the qualifying retail utility may propose a commencement date and
LEVEL NO GREATER THAN THE MAXIMUM ELECTRIC RETAIL RATE IMPACT.
The revenue rider shall afford the qualifying retail utility cost recovery treatment up to the maximum electric retail rate impact until the first rate case following the final implementation of the clean energy plan, at which time the remaining costs and savings associated with the clean energy plan will be incorporated into base rates. The qualifying retail utility may propose to adjust the level of the retail rate rider over time so long as it does not exceed the maximum retail rate impact and as deemed prudent by the commission. Nothing in this subsection (5) affects the commission’s authority to evaluate the prudence of costs associated with approved clean energy plan activities.

(III) The clean energy plan revenue rider will be utilized for costs of a qualifying retail utility’s clean energy plan capital investments and operating and related expenses, exclusive of:
(A) Fuel and transmission costs;
(B) Costs associated with the capital investments and operating and related expenses within the overall approved resource portfolio necessary to fully satisfy the resource need identified for the electric resource plan without the clean energy plan;
(C) The incremental costs of eligible energy resources recovered with funds collected under Section 40-2-124 (1)(g); and
(D) The incremental costs of any clean energy resources and their directly related interconnection facilities that, subject to commission approval, are recovered with funds collected under Section 40-2-124 (1)(g) in accordance with subsection (4)(a)(VIII) of this section. The qualifying retail utility shall return savings associated with the plan to customers through existing rate riders and base rate adjustments.

(IV) The clean energy plan revenue rider must be designed to afford customers certainty on the maximum rate impact of the approved additional clean energy plan activities through at least calendar year 2030. Annually, the qualifying retail utility shall file a report with the commission indicating, at a minimum:
(A) The amount of rider collections;
(B) The revenue requirement associated with the approved additional clean energy plan activities to be paid for from the rider collections;
(C) Any positive or negative rider account balance;
(D) Interest expense associated with the revenue rider balance; and
(E) Any other information required by the commission.

(V) In the first rate case following the final implementation of the clean energy plan, the commission shall conduct a final reconciliation of the clean energy plan revenue rider and determine how to account for any positive or negative rider balance. In the manner determined by the commission, any remaining positive balance shall be returned to customers or used to reduce customer rates and any negative balance shall be incorporated into the qualifying retail utility’s rates.".
Page 13, line 11, after the period add "THE COMMISSION MAY REQUIRE THE QUALIFYING RETAIL UTILITY TO PROVIDE SUCH PERIODIC REPORTS ON THE RELIABILITY AND RESILIENCY OF THE ELECTRIC SYSTEM AS IT MAY DEEM APPROPRIATE TO ENSURE THE CLEAN ENERGY PLAN DOES NOT ADVERSELY IMPACT RELIABILITY OR RESILIENCY.".

Amendment No. 5, by Representative(s) McCluskie.

Amend amendment No. 4 by Representative Soper, printed in House Journal page 1517, line 31, strike everything after the period.

Page 1517, strike line 32 and substitute "SAVINGS ASSOCIATED WITH THE PLAN WILL RETURN TO".

Page 1517, lines 35 and 36, strike "MUST BE DESIGNED TO" and substitute "SHALL".

Amendment No. 6, by Representative(s) Cutter.

Amend printed bill, page 7, line 25, after the period add "ANY NEW TRANSMISSION DEVELOPMENT IS SUBJECT TO EXISTING COMMISSION AND STAKEHOLDER TRANSMISSION PLANNING PROCESSES, AS APPLICABLE.".

Page 12, line 18, strike everything after the period.

Page 12, strike lines 19 through 21.

Page 14, after line 11 insert:

"(8) Regional transmission investigation. The commission shall open an investigatory proceeding for purposes of evaluating and considering the costs and benefits associated with regional transmission organizations, energy imbalance markets, joint tariffs, and power pools."

Amendment No. 7, by Representative(s) Becker.

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 40-2-114, amend (2) as follows:

40-2-114. Disposition of fees collected - telecommunications utility fund - fixed utility fund. (2) Moneys in the funds created in subsection (1) of this section shall be expended only to defray the full amount determined by the general assembly for the administrative expenses of the commission for the supervision and regulation of the public utilities paying the fees; and for the financing of the office of consumer counsel created in article 6.5 of this title; AND FOR THE COSTS INCURRED BY ALL AGENCIES PARTICIPATING IN ANY PROCESS PURSUANT TO SECTION 40-2-125.5. The state treasurer shall retain any unexpended balance remaining in either fund at the end of any fiscal year to defray the administrative expenses of the commission during subsequent fiscal years, and the executive director of the department of revenue shall take any such unexpended balance into account when computing the percentage upon which fees for the ensuing fiscal year will be based.".

Renumber succeeding sections accordingly.
Amendment No. 8, by Representative(s) Hansen.

Amend printed bill, page 5, line 10, strike "AND".

Page 5, after line 10 insert:

"(d) ALTERNATIVE FINANCING MECHANISMS MAY RESULT IN LOWER COSTS TO ELECTRIC UTILITY CUSTOMERS; THEREFORE, IT IS HELPFUL TO PROVIDE ALTERNATIVE FINANCING MECHANISMS THAT UTILITIES MAY USE TO REDUCE THE TOTAL AMOUNT OF COSTS BEING INCLUDED IN CUSTOMER RATES RESULTING FROM ACCELERATING THE RETIREMENT OF ELECTRIC GENERATING FACILITIES; AND".

Page 5, line 11, strike "(d)" and substitute "(e)".

Page 13, after line 11 insert:

"(f) NOTHING IN THIS SUBSECTION (5) PRECLUDES THE USE OF BONDS AS A MECHANISM FOR RECOVERING UTILITY CAPITAL IN A RETIRED ELECTRIC GENERATING FACILITY.".

Amendment No. 9, by Representative(s) McCluskie.

Amend printed bill, page 6, line 3, strike the second "RETAIL".

Page 6, line 7, strike "RETAIL".

Page 13, line 1, strike "RETAIL" and substitute "ELECTRICITY".

Page 13, after line 11 insert:

"(f) I) A CLEAN ENERGY PLAN VOLUNTARILY FILED BY A MUNICIPAL UTILITY OR A COOPERATIVE ELECTRIC ASSOCIATION THAT HAS VOTED TO EXEMPT ITSELF FROM REGULATION BY THE COMMISSION PURSUANT TO ARTICLE 9.5 OF THIS TITLE SHALL BE DEEMED APPROVED BY THE COMMISSION AS FILED IF:

(A) THE DIVISION OF ADMINISTRATION, IN CONSULTATION WITH THE COMMISSION, VERIFIES THAT THE PLAN DEMONSTRATES THAT, BY 2030, THE MUNICIPAL UTILITY OR COOPERATIVE ELECTRIC ASSOCIATION WILL ACHIEVE AT LEAST AN EIGHTY PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE ENTITY'S COLORADO ELECTRICITY SALES RELATIVE TO 2005 LEVELS; AND

(B) THE CLEAN ENERGY PLAN HAS PREVIOUSLY BEEN APPROVED BY A VOTE OF THE ENTITY'S GOVERNING BODY.

(II) VOLUNTARY SUBMISSION OF A CLEAN ENERGY PLAN BY A MUNICIPAL UTILITY OR A COOPERATIVE ELECTRIC ASSOCIATION DOES NOT ALTER THE ENTITY'S REGULATORY STATUS WITH RESPECT TO THE COMMISSION, INCLUDING UNDER ARTICLE 9.5 OF THIS TITLE 40.".

Amendment No. 10, by Representative(s) Becker.

Amend printed bill, page 5, after line 15 insert:

"(a) "CLEAN ENERGY PLAN" MEANS A PLAN FILED BY A QUALIFYING RETAIL UTILITY AS PART OF ITS ELECTRIC RESOURCE PLAN TO REDUCE THE QUALIFYING RETAIL UTILITY'S CARBON DIOXIDE EMISSIONS
ASSOCIATED WITH ELECTRICITY SALES TO THE QUALIFYING RETAIL
UTILITY’S ELECTRICITY CUSTOMERS BY EIGHTY PERCENT FROM 2005
LEVELS BY 2030, AND THAT SEeks TO ACHIEVE PROVIDING ITS
CUSTOMERS WITH ENERGY GENERATED FROM ONE-HUNDRED-PERCENT
CLEAN ENERGY RESOURCES BY 2050.".

Reletter succeeding paragraphs accordingly.

Page 9, line 20, after "MAY" insert "PROPOSE TO".

Page 10, strike line 25 and substitute "CONSIDER THE FOLLOWING
FACTORS, AMONG OTHER RELEVANT FACTORS AS DEFINED BY THE
COMMISSION:".

Page 12, line 5, strike "PROCESS" and substitute "PROCESS, AS DEFINED BY
THE COMMISSION IN RULES,".

Page 12, line 13, after "IF" insert "THE COMMISSION FINDS".

Page 12, line 14, strike "IS REASONABLE." and substitute "COMES AT A
REASONABLE COST AND RATE IMPACT.".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1330 by Representative(s) Arndt; also Senator(s) Priola--
Concerning an exemption from regulation by the division
of professions and occupations in the department of
regulatory agencies for persons who provide hair drying
services only.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

HB19-1310 by Representative(s) Melton and Gonzales-Gutierrez; also
Senator(s) Lee--Concerning interest on orders of
restitution.

Amendment No. 1, Judiciary Report, dated April 16, 2019, and placed in
member's bill file; Report also printed in House Journal, April 17, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and
placed in member's bill file; Report also printed in House Journal, April
25, 2019.

Amendment No. 3, by Representative(s) Melton.

Amend the Judiciary Committee Report, dated April 16, 2019, page 1,
strike line 1 and substitute:

"Amend corrected printed bill, page 2, line 9, strike "eight THREE" and
substitute "eight".

Page 2 of the bill, line 10, after "(b.5)" insert "(I)".

Page 1 of the committee report, line 5, after "STATE;" insert "OR".
Page 1 of the committee report, strike lines 7 and 8 and substitute
"FOSTER CARE, AS DEFINED IN SECTION 19-1-103 (51.3), OR IN NONCERTIFIED KINSHIP CARE PLACEMENT, AS".

Page 1 of the committee report, line 10, strike "SERVICES; OR". and substitute "SERVICES."

Page 1 of the committee report, strike lines 11 and 12 and substitute:

"Page 2 of the bill, strike lines 14 through 16 and substitute:

"(II) (A) THE GENERAL ASSEMBLY FINDS THAT RESTITUTION ORDERS ENTERED PRIOR TO JULY 1, 2016, INCLUDE INTEREST AT THE RATE OF TWELVE PERCENT PER ANNUM, WHICH HAS HINDERED THE DEFENDANT'S ABILITY TO SATISFY THE ORDER OF RESTITUTION.

(B) A DEFENDANT WHO OWES INTEREST ON AN ORDER OF RESTITUTION AT THE RATE OF TWELVE PERCENT PER ANNUM MAY PETITION THE COURT FOR A MODIFICATION OF THE ORDER OF RESTITUTION TO LOWER THE RATE OF INTEREST TO EIGHT PERCENT PER ANNUM."."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1212 by Representative(s) Titone and Duran; also Senator(s) Fields--Concerning the recreation of the community association manager licensing program.

Amendment No. 1, Transportation & Local Government Report, dated March 26, 2019, and placed in member's bill file; Report also printed in House Journal, March 27, 2019.

Amendment No. 2, by Representative(s) Titone.

Amend the Transportation and Local Government Committee Report, dated March 26, 2019, page 2, line 15, after "FINE" insert "ON A SLIDING SCALE, BASED ON THE SEVERITY OF THE OFFENSE, BUT".

Page 10, line 8, after "FINE" insert "ON A SLIDING SCALE, BASED ON THE SEVERITY OF THE OFFENSE, BUT".

Amendment No. 3, by Representative(s) Titone.

Amend the Transportation and Local Government Committee Report, dated March 26, 2019, page 1, strikes lines 1 and 2 and substitute:

"Amend printed bill, page 4, line 4, strike "FINANCIAL, OR OTHER" and substitute "OR FINANCIAL".

Page 4 of the bill, line 11, after "COORDINATING" insert "CONTRACTS FOR".

Page 1 of the report, after line 14 insert:

"Page 8 of the bill, line 10, strike "THE" and substitute "IF THERE IS SUBSTANTIAL PROBABILITY OF FINANCIAL MISCONDUCT, THE".".
Page 2 of the report, after line 1 insert:

"Page 12 of the bill, line 12, strike "MAY" and substitute "SHALL".

Page 13 of the bill, line 4, strike "MAY" and substitute "SHALL".".

Page 2 of the report, after line 5 insert:

"Page 18 of the bill, strike line 19 and substitute "ESTABLISH, PUBLISH ON THE DIVISION'S WEBSITE, COLLECT, AND ANNUALLY ADJUST, IN ACCORDANCE WITH".".

Page 8 of the report, after line 33 insert:

"12-61-1016. Saving provision - extension of licenses in effect during windup period. To ensure continuity in the licensing program under this Part 10, a manager who, as of June 30, 2019, was licensed under this Part 10 and not subject to a pending revocation proceeding, is deemed to have been granted a license renewal for one year or until the Director adopts rules addressing the treatment of licenses issued before or during the wind-up period specified in Section 24-34-104 (2)(b), whichever occurs first.".

Renumber succeeding C.R.S. section accordingly.

Amendment No. 4, by Representative(s) Titone.

Amend the Transportation and Local Government Committee Report, dated March 26, 2019, page 9, after line 3 insert:

"Page 27 of the printed bill, line 24, strike "FINANCIAL, OR OTHER" and substitute "OR FINANCIAL".".

Page 9 of the report, after line 16 insert:

"Page 31 of the bill, line 25, strike "THE" and substitute "IF THERE IS SUBSTANTIAL PROBABILITY OF FINANCIAL MISCONDUCT, THE".".

Page 9 of the report, after line 20 insert:

"Page 35 of the bill, line 27, strike "MAY" and substitute "SHALL".

Page 36 of the bill, line 19, strike "MAY" and substitute "SHALL".".

Page 9 of the report, after line 24 insert:

"Page 42 of the bill, strike line 7 and substitute "ESTABLISH, PUBLISH ON THE DIVISION'S WEBSITE, COLLECT, AND ANNUALLY ADJUST, IN ACCORDANCE WITH".".

Page 16 of the report, after line 22 insert:

"12-10-1016. Saving provision - extension of licenses in effect during windup period. To ensure continuity in the licensing program under this Part 10, a manager who, as of June 30, 2019,
WAS LICENSED UNDER THIS PART 10 AND NOT SUBJECT TO A PENDING
REVOCATION PROCEEDING, IS DEEMED TO HAVE BEEN GRANTED A LICENSE
RENEWAL FOR ONE YEAR OR UNTIL THE DIRECTOR ADOPTS RULES
ADDRESSING THE TREATMENT OF LICENSES ISSUED BEFORE OR DURING THE
WIND-UP PERIOD SPECIFIED IN SECTION 24-34-104 (2)(b), WHICHEVER
OCCURS FIRST.".

Renumber succeeding C.R.S. section accordingly.

Amendment No. 5, by Representative(s) Titone.

Amend the Transportation and Local Government Committee Report,
dated March 26, 2019, page 2, line 12, after the period insert "The
Director shall give the licensee written notice by first-class
mail of the rule or statute identified as a valid potential
violation listed under this section. No licensee shall be assessed
an administrative fine for a violation that is not identified in the
notice provided to the licensee.".

Page 10, line 5, after the period insert "The director shall give the
licensee written notice by first-class mail of the rule or statute
identified as a valid potential violation listed under this
section. No licensee shall be assessed an administrative fine for
a violation that is not identified in the notice provided to the
licensee.".

Amendment No. 6, by Representative(s) Duran.

Amend printed bill, page 3, strike lines 6 through 8 and substitute:

"(c) Abides by the requirements and performs duties
established in rule by the director after consultation with the
advisory committee created in section 12-61-1013 for purposes
of learning and performing any practices that require entry
into the community association manager profession.".

Page 7, strike line 22 and substitute "oversight required by the
division to become an apprentice as well as specifying
appropriate supervision, educational requirements, specific
duties, and any other necessary components of the
apprenticeship program.".

Page 8, lines 15 and 16, strike "Manager or apprentice," and substitute
"Manager,"

Page 14, line 22, strike "license except:" and substitute "license."

Page 14, strike lines 23 through 27.

Page 15, strike lines 1 through 6.

Renumber succeeding C.R.S. sections accordingly.

Page 16, line 27, strike "OR APPRENTICE".

Page 18, line 24, after the semicolon add "and".
Page 18, strike lines 26 and 27 and substitute "REQUIRING A CHANGE IN DIRECTOR RECORDS.".

Page 19, line 4, strike "(1)(e)" and substitute "(1)(d)".

Page 19, lines 6 and 7, strike "EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, LICENSES" and substitute "LICENSES".

Page 19, strike lines 14 and 15.

Page 26, line 12, strike "AND APPRENTICES".

Amendment No. 7, by Representative(s) Duran.

Amend printed bill, page 26, strike lines 26 and 27.

Page 27, strike line 1 and substitute:

"(c) ABIDES BY THE REQUIREMENTS AND PERFORMS DUTIES ESTABLISHED IN RULE BY THE DIRECTOR AFTER CONSULTATION WITH THE ADVISORY COMMITTEE CREATED IN SECTION 12-61-1013 FOR PURPOSES OF LEARNING AND PERFORMING ANY PRACTICES THAT REQUIRE ENTRY INTO THE COMMUNITY ASSOCIATION MANAGER PROFESSION.".

Page 31, strike line 10 and substitute "OVERSIGHT REQUIRED BY THE DIVISION TO BECOME AN APPRENTICE AS WELL AS SPECIFYING APPROPRIATE SUPERVISION, EDUCATIONAL REQUIREMENTS, SPECIFIC DUTIES, AND ANY OTHER NECESSARY COMPONENTS OF THE APPRENTICESHIP PROGRAM.".

Page 32, lines 3 and 4, strike "MANAGER OR APPRENTICE," and substitute "MANAGER,".

Page 38, line 10, strike "LICENSE EXCEPT:" and substitute "LICENSE.".

Page 38, strike lines 11 through 21.

Renumber succeeding C.R.S. sections accordingly.

Page 40, line 15, strike "OR APPRENTICE".

Page 42, line 12, after the semicolon add "AND".

Page 42, strike lines 14 and 15 and substitute "REQUIRING A CHANGE IN DIRECTOR RECORDS.".

Page 42, line 19, strike "(1)(e)" and substitute "(1)(d)".

Page 42, lines 21 and 22, strike "EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, LICENSES" and substitute "LICENSES".

Page 43, strike lines 2 and 3.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.

Amend Education Committee Report, dated February 14, 2019, page 4, after line 16, insert:

"(3) A SCHOOL SELECTED AS A PILOT SCHOOL SHALL NOTIFY THE PARENT OR GUARDIAN OF A STUDENT AT THE PILOT SCHOOL OF THE SCHOOL'S SELECTION AS A PILOT SCHOOL AND SHALL PROVIDE THE PARENT OR GUARDIAN WITH A METHOD TO OPT OUT OF REPORTING OR DATA COLLECTION RELATED TO SUCH PILOT PROGRAM.".

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.

Amend Education Committee Report, dated February 14, 2019, page 6, strike line 15 and substitute "LICENSURE; EXCEPT THAT A SCHOOL MENTAL HEALTH PROFESSIONAL OR LAW ENFORCEMENT OFFICER IS NOT PERMITTED TO CONDUCT A NO-KNOCK RAID ON A STUDENT'S HOME.".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.

Amend Education Committee Report, dated February 14, 2019, page 6, after line 26, insert:

"(7) A SCHOOL SELECTED AS A PILOT SCHOOL SHALL PROVIDE THE PARENT OR GUARDIAN OF THE STUDENT IN THE PILOT SCHOOL WITH A METHOD TO OPT HIS OR HER STUDENT IN TO PARTICIPATION IN SUCH PILOT PROGRAM."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.
Amend Education Committee Report, dated February 14, 2019, page 6, after line 15 insert:

'(d) A school mental health professional that makes a home visit pursuant to subsection (4)(c) of this section must comply with all provisions of the federal "Family Educational Rights and Privacy Act of 1974 (FERPA)".'.

The amendment was declared lost by the following roll call vote:

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Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting Amendment No. 3 by Representative Hansen (printed in House Journal pages 1503 through 1516), to HB 19-1313, to show that said amendment lost, and that HB 19-1313, as amended, passed.

The amendment was declared lost by the following roll call vote:

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Representative Bird moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting the following Cutter amendment, to HB 19-1324, to show that said amendment lost, and that HB 19-1324 passed.

Amend printed bill, page 5, strike lines 13 through 15.
Renumber succeeding subparagraphs accordingly.

Page 6, line 20, strike "INVESTIGATION," and substitute "INVESTIGATION.".

Page 6, strike lines 21 through 25.

The amendment was declared passed by the following roll call vote:

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Speaker Y

Representative McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Carver amendment, to HB 19-1212, to show that said amendment passed, and that HB 19-1212, as amended, passed.

Amend the Transportation and Local Government Committee Report, dated March 26, 2019, page 5, line 13, after ")3") insert ")a").

Page 5, after line 24 insert:

"(b) To enable evaluation of a complaint, the Director shall require the complainant to include specific references to violations of this part 10; CCIOA; the Association's declaration, bylaws, or rules; or the management contract."

Page 13, line 2, after ")3") insert "(a)".

Page 13, after line 13 insert:
"(b) To enable evaluation of a complaint, the Director shall require the complainant to include specific references to violations of this Part 10; CCIOA; the association's declaration, bylaws, or rules; or the management contract."

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.

Amend Education Committee Report, dated February 14, 2019, page 6, after line 15 insert:

"(d) A school mental health professional or law enforcement officer that makes a home visit pursuant to subsection (4)(c) of this section must comply with all provisions of the federal "Family Educational Rights and Privacy Act of 1974 (FERPA)".".

The amendment was declared lost by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to HB 19-1017, to show that said amendment passed, and that HB 19-1017, as amended, passed.

Amend Education Committee Report, dated February 14, 2019, page 6, strike lines 12 through 15 and substitute "AND HOUSEHOLD."

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

HB19-1320 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

"SECTION 1. In Colorado Revised Statutes, add part 7 to article 1 of title 25.5 as follows:

PART 7

HEALTH CARE PROVIDERS' ACCOUNTABILITY TO COMMUNITIES

25.5-1-701. Definitions. As used in this part 7, unless the context otherwise requires:

(1) "Community" means the community that a hospital has defined as the community that it serves pursuant to 26 CFR 1.501(r)-3 (b)(3).

(2) "Community benefit activities report" means a report submitted by a hospital to the state department pursuant to section 25.5-1-703 (3).

(3) "Community benefit implementation plan" means a plan that satisfies the requirements of an implementation strategy, as set forth in 26 CFR 1.501(r)-3 (c).

(4) "Community health needs assessment" means a community health needs assessment that satisfies the requirements of 26 CFR 1.501(r)-3.

(5) "Community-identified health need" means a health need of a community that is identified in a community health needs assessment.

(6) (a) "Reporting hospital" means a hospital that is licensed as a general hospital pursuant to part 1 of article 3 of title 25 or that is certified pursuant to section 25-1.5-103 (1)(a)(II) and registered with the Department of Public Health and Environment as a nonprofit hospital.
(b) Notwithstanding subsection (6)(a) of this section, "reporting hospital" does not include a hospital that is licensed as a general hospital with the Department of Public Health and Environment and that is:

(I) Not certified as a nonprofit hospital;

(II) Federally certified, or undergoing such certification, as a long-term hospital; or

(III) Federally certified, or undergoing such certification, as a critical-access hospital pursuant to 42 CFR 485 Subpart F.

25.5-1-702. Hospitals - public community meeting

requirement. (1) At least once each year, each hospital shall convene a public meeting to seek feedback regarding the hospital's community benefit activities during the previous year and the hospital's community benefit implementation plan for the following year.

(2) (a) Each hospital shall invite, at a minimum, representatives from the following entities to participate in the meeting described in subsection (1) of this section, if any such entities operate in the hospital's community:

(I) Local public health agencies;

(II) Local chambers of commerce and economic development organizations;

(III) Local health care consumer organizations;

(IV) School districts;

(V) County governments;

(VI) City and town governments;

(VII) Community health centers;

(VIII) Certified rural health clinics or primary care clinics located in a county that has been designated by the Federal Office of Management and Budget as a rural or frontier county;

(IX) Area agencies on aging; and

(X) Health care consumer advocacy organizations.

(b) In addition to the entities described in subsection (2)(a) of this section, each hospital shall invite, at a minimum, representatives from the following state agencies to participate in the meeting described in subsection (1) of this section:

(I) The state department;

(II) The Department of Public Health and Environment;

(III) The Department of Human Services;

(IV) The Colorado Commission on Higher Education; and

(V) The office of saving people money on health care in the lieutenant governor's office.

(c) In addition to the entities described in subsections (2)(a) and (2)(b) of this section, each hospital shall invite the general public to the annual meeting described in subsection (1) of this section. The hospital shall issue such invitation in an advertisement placed in any major newspaper published in the hospital's community.

(3) To satisfy the requirements of this section, a hospital may convene a joint public meeting with one or more other hospitals that share some or all of the hospital's community.

25.5-1-703. Hospitals - community health needs assessments
- community benefit implementation plans - reports - rules. (1) On or before a date to be determined by rules promulgated by the State Board, and on or before such date every three years thereafter, each reporting hospital shall complete a community health needs assessment.

(2) On or before a date to be determined by rules promulgated by the State Board, and on or before such date each year thereafter, each reporting hospital shall complete a community benefit implementation plan that addresses the needs described by the reporting hospital's community health needs assessment.

(3) On or before a date to be determined by rules promulgated by the State Board, and on or before such date each year thereafter, each reporting hospital shall prepare and submit to the State Department a community benefit activities report. The report must include:

(a) The reporting hospital's most recent community health needs assessment completed pursuant to subsection (1) of this section;
(b) The reporting hospital's community benefit implementation plan for the coming year completed pursuant to subsection (2) of this section;
(c) A copy of the reporting hospital's most recent Form 990 submitted to the Federal Internal Revenue Service; and
(d) A description of certain spending and investments made by the reporting hospital during the preceding year, including:

(I) A list of the investments made by the reporting hospital that were included in Part I, Part II, and Part III of Schedule H of the reporting hospital's Form 990. For each such investment, the reporting hospital shall:

(A) Indicate the cost of the investment;
(B) Indicate whether the investment addressed a community-identified health need;
(C) For any investment that addressed a community-identified health need, identify any of the following categories, which may be further defined by rules promulgated by the State Board, that are applicable: Free or discounted health care services, programs that address health behaviors or risks, programs that address the social determinants of health, and such other categories as may be defined in rules promulgated by the State Board; and
(D) For any investment that addressed a community-identified health need, describe available evidence that shows how the investment improves community health outcomes.

(II) The reporting hospital's total expenses included in line 18 of section 1 of the Form 990 submitted by the reporting hospital or by the reporting hospital's ownership entity; and

(III) The reporting hospital's revenue less expenses included in line 19 of section 1 of the Form 990 submitted by the reporting hospital or by the reporting hospital's ownership entity.

(4) A reporting hospital that prepares and submits a community benefit activities report pursuant to subsection (3)
OF THIS SECTION SHALL POST THE REPORT TO THE REPORTING HOSPITAL'S
PUBLIC WEBSITE.
(5) (a) The state board shall promulgate rules
establishing reporting requirements for reporting hospitals
that are not required to complete schedule H of the form 990.
The rules must promote uniformity with the requirements set
forth in subsection (3) of this section.
(b) A hospital described in section 25.5-1-701 (6)(b) may
submit a community benefit activities report that is consistent
with this section.
(6) To facilitate the submission of the reports described
in subsection (3) of this section, the state department shall
develop and provide a website at which each reporting hospital
shall submit the reports. The state department shall ensure
that the website and the reports remain available to the public.
(7) As part of the report authorized in section 25.5-4-402.8,
the state department shall include a summary of the community
benefit activities reports submitted to the state department
pursuant to subsection (3) of this section during the preceding
year. The summary must include:
(a) The amount that each reporting hospital invested in:
(I) Free or reduced-cost health care services that
addressed community-identified health needs;
(II) Programs that addressed health behaviors or risks;
(III) Programs that addressed social determinants of
health; and
(IV) All services and programs that addressed
community-identified health needs;
(b) A summary of the reporting hospitals' investments
that have been effective in improving community health
outcomes; and
(c) Any legislative recommendations the state
department has for the general assembly.
(8) The state department shall post the reports completed
pursuant to subsection (7) of this section to a public web page
that the state department creates for this sole purpose.

SECTION 2. Act subject to petition - effective date. This act
takes effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly (August
2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
referendum petition is filed pursuant to section 1 (3) of article V of the
state constitution against this act or an item, section, or part of this act
within such period, then the act, item, section, or part will not take effect
unless approved by the people at the general election to be held in
November 2020 and, in such case, will take effect on the date of the
official declaration of the vote thereon by the governor."

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APPOINTMENT(S)
The Speaker announced the following temporary committee
appointment(s) for April 26, 2019 only:
Appropriations
Representative Mullica to replace Representative Kraft-Tharp
The following bills were read by title and referred to the committees indicated:

**SB19-223** by Senator(s) Lee and Gardner; also Representative(s) Weissman and Landgraf--Concerning actions related to competency to proceed, and, in connection therewith, making and reducing an appropriation.

Committee on Judiciary

**SB19-228** by Senator(s) Winter and Moreno; also Representative(s) Buentello and Singer--Concerning measures to prevent substance abuse, and, in connection therewith, requiring certain prescribers to complete substance use disorder training; prohibiting physicians and physician assistants from accepting benefits for prescribing specific medications; requiring opioid prescriptions to bear warning labels; allowing medical examiners access to the prescription drug monitoring program; providing funding to address opioid and substance use disorders through public health interventions in local communities; requiring state departments to report receipt and eligibility for federal funds for HIV and hepatitis testing; requiring the office of behavioral health in the department of human services to administer grant programs; requiring the center for research into substance use disorder prevention, treatment, and recovery support strategies to develop and implement a program to increase public awareness concerning the safe use, storage, and disposal of antagonist drugs, to conduct a needs assessment among mothers and pregnant women, and to implement a grant program; requiring the office of behavioral health in the department of human services to administer a child and maternal health pilot program; and making an appropriation.

Committee on Health & Insurance

**SB19-248** by Senator(s) Tate and Bridges, Todd; also Representative(s) Singer and Baisley, Titone--Concerning a requirement that the director of research of the legislative council convene a working group to conduct an analysis of the state tax system used by the department of revenue, and, in connection therewith, making an appropriation.

Committee on Business Affairs & Labor

**SB19-251** by Senator(s) Rankin and Todd, Bridges, Moreno, Tate, Zenzinger; also Representative(s) Hansen and Titone, Baisley, Esgar, Ransom, Singer--Concerning the implementation of certain recommendations from the
independent evaluation of the state's information
technology resources, and, in connection therewith,
making an appropriation.

Committee on Appropriations

SB19-252 by Senator(s) Moreno, Zenzinger, Rankin; also
Representative(s) Esgar and Hansen, Ransom--Concerning
the timing of joint committee of reference hearings under
the "State Measurement for Accountable, Responsive, and
Transparent (SMART) Government Act", and, in
connection therewith, reducing an appropriation.

Committee on Appropriations

SB19-253 by Senator(s) Rankin, Moreno, Zenzinger; also
Representative(s) Esgar and Ransom, Hansen--Concerning
specifying that the department of education is not a state
agency for purposes of the office of information
technology.

Committee on Appropriations

SB19-254 by Senator(s) Zenzinger, Moreno, Rankin; also
Representative(s) Ransom, Esgar, Hansen--Concerning the
nursing home penalty cash fund, and, in connection therewith, making an appropriation.

Committee on Appropriations

SB19-258 by Senator(s) Rankin, Moreno, Zenzinger; also
Representative(s) Esgar, Hansen, Ransom--Concerning child welfare services funded through federal child
welfare laws, and, in connection therewith, making and
reducing an appropriation.

Committee on Appropriations

 REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

HB19-1332 be referred favorably to the Committee on Appropriations.

SB19-204 be referred favorably to the Committee on Appropriations.
JUDICIARY

After consideration on the merits, the Committee recommends the following:

SB19-172  be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, line 16, after "INTENTIONAL" insert "AND UNREASONABLE".

Page 3, strike lines 7 through 20 and substitute:

"(9) (a) A PERSON COMMITS FALSE IMPRISONMENT OF AN AT-RISK PERSON IF WITHOUT PROPER LEGAL AUTHORITY:
   (I) (A) THE PERSON KNOWINGLY CONFINES OR DETAINS AN AT-RISK PERSON IN A LOCKED OR BARRICADED ROOM OR OTHER SPACE;
   AND
   (B) SUCH CONFINEMENT OR DETENTION WAS PART OF A CONTINUED PATTERN OF CRUEL PUNISHMENT OR UNREASONABLE ISOLATION OR CONFINEMENT OF THE AT-RISK PERSON; OR
   (II) THE PERSON KNOWINGLY AND UNREASONABLY CONFINES OR DETAINS AN AT-RISK PERSON BY TYING, CAGING, CHAINING, OR OTHERWISE USING SIMILAR PHYSICAL RESTRAINTS TO RESTRICT THE AT-RISK PERSON'S FREEDOM OF MOVEMENT; OR
   (III) THE PERSON KNOWINGLY AND UNREASONABLY CONFINES OR DETAINS AN AT-RISK PERSON BY MEANS OF FORCE, THREATS, OR INTIMIDATION DESIGNED TO RESTRICT THE AT-RISK PERSON'S FREEDOM OF MOVEMENT.
   (b) IT IS AN AFFIRMATIVE DEFENSE FOR ANY PERSON WITH RESPONSIBILITY FOR THE CARE OR SUPERVISION OF AN AT-RISK PERSON WHOSE CONDUCT WOULD OTHERWISE CONSTITUTE AN OFFENSE PURSUANT TO SUBSECTION (9)(a)(II) OF THIS SECTION THAT THE CONDUCT WITH RESPECT TO THE AT-RISK PERSON IS REASONABLE AND APPROPRIATE UNDER THE CIRCUMSTANCES AND IS ALSO REASONABLY NECESSARY TO PROMOTE THE SAFETY AND WELFARE OF THE AT-RISK PERSON.
   (c)(I) FALSE IMPRISONMENT OF AN AT-RISK PERSON PURSUANT TO SUBSECTION (9)(a)(I) OR (9)(a)(II) OF THIS SECTION IS A CLASS 6 FELONY.
   (II) FALSE IMPRISONMENT OF AN AT-RISK PERSON PURSUANT TO SUBSECTION (9)(a)(III) OF THIS SECTION IS A CLASS 1 MISDEMEANOR.".

STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HB19-1331  be referred to the Committee of the Whole with favorable recommendation.

SB19-020  be referred favorably to the Committee on Appropriations.

SB19-180  be referred favorably to the Committee on Appropriations.
SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-064, 106, 189, 200, 201, and 213.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-254 and 253.
SB19-252 Amended in Special Orders as printed in Senate Journal, April 24, 2019.
SB19-251 Amended in Special Orders as printed in Senate Journal, April 24, 2019.
SB19-248 Amended in Special Orders as printed in Senate Journal, April 24, 2019.
SB19-258 Amended in Special Orders as printed in Senate Journal, April 24, 2019.
SB19-223 Amended in General Orders as printed in Senate Journal, April 24, 2019.
HB19-1051 Amended in General Orders as printed in Senate Journal, April 24, 2019.
HB19-1269 Amended in Special Orders as printed in Senate Journal, April 24, 2019.
The Senate has passed on Third Reading and returns herewith:
HB19-1290, 1291, 1307, 1285, 1122, 1006, 1294, 1133, and 1088.

THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB19-228 Amended in General Orders as printed in Senate Journal, April 24, 2019.
SB19-188 Amended in General Orders as printed in Senate Journal, April 24, 2019.
SB19-198 Amended in General Orders as printed in Senate Journal, April 23, 2019.
The Senate has passed on Third Reading and returns herewith:
HB19-1026 and 1288.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-253 and 254.
without comment, as amended, HB19-1051 and 1269.
without comment, as amended, SB19-223, 248, 251, 252, and 258.

We herewith transmit:
without comment, as amended, SB19-188, 198, and 228.
MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 25th day of April, 2019, at 3:30 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Thursday, April 25, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1106 Rental Application Fees
Approved Thursday, April 25, 2019 at 1:18 o’clock P.M.

HB19-1206 Higher Education Supplemental Academic Instruction
Approved Thursday, April 25, 2019 at 1:38 o’clock P.M.

HB19-1087 Local Public Meeting Notices Posted On Website
Approved Thursday, April 25, 2019 at 1:45 o’clock P.M.

HB19-1225 No Monetary Bail For Certain Low-level Offenses
Approved Thursday, April 25, 2019 at 1:32 o’clock P.M.

HB19-1238 Clarification Of Manufactured Housing Standards
Approved Thursday, April 25, 2019 at 1:22 o’clock P.M.

HB19-1224 Free Menstrual Hygiene Products In Custody
Approved Thursday, April 25, 2019 at 1:26 o’clock P.M.

HB19-1172 Title 12 Recodification And Reorganization
Approved Thursday, April 25, 2019 at 1:58 o’clock P.M.

HB19-1213 Urban Drainage Flood Control District Director Compensation
Approved Thursday, April 25, 2019 at 1:50 o’clock P.M.

Sincerely,

Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

SB1-188 by Senator(s) Winter and Williams A., Bridges, Court, Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales, Lee, Moreno, Pettersen, Todd; also Representative(s) Gray and Duran, Arndt, Buckner, Caraveo, Coleman, Cutter, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp,
Lontine, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Sullivan, Tipper, Titone, Valdez A.--Concerning the creation of a family and medical leave insurance program, and, in connection therewith, creating an implementation plan for a family and medical leave insurance program.

Committee on Finance

SB19-198 by Senator(s) Todd and Coram; also Representative(s) Buentello and Gray--Concerning the continued management of waste tires, and, in connection therewith, making and reducing an appropriation.

Committee on Finance

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 26, retaining place on Calendar:

Consideration of Special Orders--SB19-192, 104, 085, 030, 135, 149, 165, 171, 179, 190, 216, 220, 173.
Consideration of General Orders--SB19-001, 168, 145.
Consideration of Conference Committee Report(s)--SB19-090.
Consideration of Resolution(s)--HR19-1006, SJR19-009, HR19-1007.
Consideration of Senate Amendment(s)--HB19-1189, 1244, 1253, 1160, 1003, 1138, 1183, 1222, 1247.

On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 26, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by the Reverend Brad Lourvick, Highlands United Methodist Church, Denver.

The Speaker Pro Tempore called the House to order at 9:00 a.m.

Pledge of Allegiance led by Sailor Roth, Saachi Tekriwal, Brady Mong, Thaanvi Kumar, Challenge School.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Baisley, Becker, Kraft-Tharp, Soper--4.
Present after roll call--Representative(s) Baisley, Becker, Kraft-Tharp, Soper.

The Speaker Pro Tempore declared a quorum present.

On motion of Representative Pelton, the House Journal of April 25, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 26, 2019 only:

Finance
Representative Larson to replace Representative Rich

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 3, strike lines 5 through 17 and substitute:

"(c) "ELIGIBLE EARLY CHILDHOOD EDUCATOR" MEANS AN
INDIVIDUAL WITH A FEDERAL ADJUSTED GROSS INCOME LESS THAN OR EQUAL TO SEVENTY-FIVE THOUSAND DOLLARS FOR AN INDIVIDUAL FILING A SINGLE RETURN, OR WITH A FEDERAL ADJUSTED GROSS INCOME LESS THAN OR EQUAL TO EIGHTY-FIVE THOUSAND DOLLARS FOR AN INDIVIDUAL FILING A JOINT RETURN, WHO, FOR AT LEAST SIX MONTHS OF THE INCOME TAX YEAR FOR WHICH THE CREDIT IS CLAIMED, HOLDS AN EARLY CHILDHOOD PROFESSIONAL CREDENTIAL AND IS EITHER THE LICENSEE OF AN ELIGIBLE PROGRAM OR EMPLOYED BY AN ELIGIBLE PROGRAM.

(d) "ELIGIBLE PROGRAM" MEANS EITHER AN EARLY CHILDHOOD EDUCATION PROGRAM AS DEFINED IN SECTION 26-6.5-101.5 (6.5), OR A LICENSED FAMILY CHILD CARE HOME. AN ELIGIBLE PROGRAM MUST:

(I) HAVE HELD AT LEAST A LEVEL TWO QUALITY RATING PURSUANT TO THE COLORADO SHINES QUALITY RATING AND IMPROVEMENT SYSTEM ESTABLISHED IN SECTION 26-6.5-106 FOR THE INCOME TAX YEAR FOR WHICH THE CREDIT IS CLAIMED; AND

(II) FOR THE INCOME TAX YEAR FOR WHICH THE CREDIT IS CLAIMED, EITHER:

(A) HAVE FISCAL AGREEMENTS WITH THE CHILD CARE ASSISTANCE PROGRAM, OR CCCAP, ESTABLISHED IN PART 8 OF ARTICLE 2 OF TITLE 26; OR

(B) BE AN EARLY HEAD START OR HEAD START PROGRAM THAT MEETS FEDERAL STANDARDS.".

Page 3, line 26, strike "JANUARY 1, 2019, BUT BEFORE JANUARY 1, 2024," and substitute "JANUARY 1, 2020, BUT BEFORE JANUARY 1, 2025,".

Page 4, line 5, strike "ONE THOUSAND" and substitute "FIVE HUNDRED".

Page 4, lines 7 and 8, strike "ONE THOUSAND FIVE HUNDRED" and substitute "SEVEN HUNDRED FIFTY".

Page 4, line 8, strike "AND".

Page 4, strike lines 9 through 11 and substitute:

"(C) EARLY CHILDHOOD PROFESSIONAL III EQUALS ONE THOUSAND DOLLARS; AND

(D) EARLY CHILDHOOD PROFESSIONAL IV, EARLY CHILDHOOD PROFESSIONAL V, AND EARLY CHILDHOOD PROFESSIONAL VI EQUALS FIVE HUNDRED DOLLARS.".

Page 4, line 13, strike "JANUARY 1, 2020," and substitute "JANUARY 1, 2021,".

Page 4, after line 19 insert:

"(5) NO LATER THAN JANUARY 1, 2021, AND EACH JANUARY 1 THEREAFTER THROUGH JANUARY 1, 2025, THE DEPARTMENT OF HUMAN SERVICES SHALL PROVIDE THE DEPARTMENT OF REVENUE WITH AN ELECTRONIC REPORT OF EACH INDIVIDUAL WHO HELD AN EARLY CHILDHOOD PROFESSIONAL CREDENTIAL DURING THE PREVIOUS CALENDAR YEAR FOR WHICH THE CREDIT IS ALLOWED. THE REPORT MUST INCLUDE THE FOLLOWING INFORMATION, IF AVAILABLE:

(a) THE NAME OF THE INDIVIDUAL WHO HOLDS THE EARLY CHILDHOOD PROFESSIONAL CREDENTIAL;

(b) THE INDIVIDUAL'S SOCIAL SECURITY NUMBER OR TAX IDENTIFICATION NUMBER;"
(c) The level of early childhood professional credential held by the individual; and
(d) "The time period during which the individual held the early childhood professional credential.".

Renumber succeeding subsection accordingly.

Page 4, line 20, strike "DECEMBER 31, 2028." and substitute "DECEMBER 31, 2029."

Page 4, line 21, strike "This act" and substitute "(1) Except as provided in subsection (2) of section, this act".

Page 5, after line 3 insert:

"(2) (a) This act takes effect only if, at the November 2019 statewide election, a majority of voters do not approve a referred measure that allows the state to increase the cigarette tax, increase the tobacco products tax, and to create a new tax on nicotine products and use a significant portion of the tax revenue for preschool programs and expanded learning opportunities.

(b) If the voters at the November 2019 statewide election do not approve a measure described in subsection (2)(a) of this section, then this act takes effect on the date of the official declaration of the vote thereon by the governor."

HB19-1009 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Public Health Care and Human Services Committee Report, dated March 6, 2019, page 2, lines 11 and 12, strike "AT LEAST FOUR MILLION THREE HUNDRED THOUSAND" and substitute "ONE MILLION".

Page 2, line 13, strike "GENERAL FUND" and substitute "MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501, C.R.S.,".

Page 3, strike lines 25 and 26 and substitute:

"(a) IS CERTIFIED BY A RECOVERY RESIDENCE CERTIFYING BODY APPROVED BY THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF HUMAN SERVICES AS SPECIFIED IN SUBSECTION (4) OF THIS SECTION;"

Page 3, line 28, strike "OR".

Page 3, line 31, strike "SECTION." and substitute "SECTION; OR"
(d) IS A COMMUNITY-BASED ORGANIZATION THAT PROVIDES REENTRY SERVICES AS DESCRIBED IN SECTION 17-33-101 (7).

(4) THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF HUMAN SERVICES SHALL, BY RULE, DETERMINE THE REQUIREMENTS FOR A RECOVERY RESIDENCE CERTIFYING BODY SEEKING APPROVAL FOR PURPOSES OF SUBSECTION (3)(a) OF THIS SECTION, WHICH RULES MUST INCLUDE A REQUIREMENT THAT A RECOVERY RESIDENCE CERTIFYING BODY INCLUDE A REPRESENTATIVE FROM THE OFFICE ON ITS BOARD.".
Renumber succeeding subsection accordingly.

Page 6, after line 27 insert:

"SECTION 4. In Colorado Revised Statutes, add 27-80-119 as follows:

27-80-119. Recovery residence certification grant program - created - rules. (1) There is hereby created in the office of behavioral health in the department the recovery residence certification grant program to provide grants to recovery residences for the purpose of gaining certification as a recovery residence as required in section 25-1.5-108.5.

(2) Grant recipients may use the money received through the grant program to pay fees related to gaining certification from an approved recovery residence certifying body, as determined by the office pursuant to section 25-1.5-108.5 (4), including the payment of membership dues.

(3) The office shall administer the grant program and, subject to available appropriations, shall award grants as provided in this section. For the 2020-21 fiscal year and each fiscal year thereafter, the general assembly shall appropriate money from the general fund to the department for the purpose of the grant program.

(4) The office shall implement the grant program in accordance with this section. Pursuant to article 4 of title 24, the office shall promulgate such rules as are required in this section and such additional rules as may be necessary to implement the grant program. At a minimum, the rules must specify the time frames for applying for grants, the form of the grant program application, and the time frames for distributing grant money.

SECTION 5. Appropriation. (1) For the 2019-20 state fiscal year, $1,000,000 is appropriated to the department of local affairs. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $51,675 for use by the division of housing for personal services, which amount is based on an assumption that the division will require an additional 0.9 FTE;

(b) $6,949 for use by the division of housing for operating expenses;

(c) $938,756 for use by the division of housing for low income rental subsidies; and

(d) $2,620 for the purchase of information technology services.

(2) For the 2019-20 state fiscal year, $2,620 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 local affairs under subsection (1)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of local affairs.

(3) For the 2019-20 state fiscal year, $50,000 is appropriated to the department of human services for use by the office of behavioral health. This appropriation is from the general fund. To implement this act, the office may use this appropriation for the recovery residence certification grant program.".
Renumber succeeding section accordingly.

Page 6, line 33, strike the second "AND".

Page 6, line 34, strike "COMMITTEE."." and substitute "COMMITTEE,
CREATING THE RECOVERY RESIDENCE CERTIFICATION GRANT
PROGRAM, AND MAKING AN APPROPRIATION.".".

HB19-1064 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 7, after line 2 insert:

"SECTION 6. Appropriation. For the 2019-20 state fiscal year,
$784,542 is appropriated to the department of corrections. This
appropriation is from the general fund and is based on an assumption that
the department will require an additional 9.1 FTE. To implement this act,
the department may use this appropriation as follows:

Executive director's office subprogram
Personal services $459,475 (9.1 FTE)
Operating expenses $18,592
Leased space $240,000
Start-up costs $47,030

Inspector general subprogram
Operating expenses $250

Superintendents subprogram
Start-up costs $13,050

Communications subprogram
Operating expenses $4,095

Training subprogram
Operating expenses $250

Information systems subprogram
Operating expenses $1,800.”.

Renumber succeeding section accordingly.

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

HB19-1107 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 7, line 15, strike "SEPTEMBER" and substitute
"DECEMBER".

Page 7, lines 23 and 24, strike "2019-20, 2020-21, AND 2021-22 FISCAL
YEARS," and substitute "2019-20 FISCAL YEAR,".

Page 7, line 25, strike "ONE MILLION" and substitute "SEVEN HUNDRED
FIFTY THOUSAND".
Page 8, strike lines 11 through 15 and substitute:

"(3) The division may use the money in the fund for the purposes of this part 4, including administrative costs related to the program. The administering entity may use money in the fund to operate the program. The remainder of the money may be used".

Page 8, after line 20 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $750,000 is appropriated to the employment support and job retention services program cash fund created in section 8-83-406, C.R.S. This appropriation is from the general fund. The department of labor and employment is responsible for the accounting related to this appropriation.".

Renumber succeeding sections accordingly.

Page 1, line 104, strike "EMPLOYMENT." and substitute "EMPLOYMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

HB19-1161 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 6, line 9, strike "PILOT" and substitute "SUBJECT TO AVAILABLE APPROPRIATIONS, PILOT".

Page 6, lines 14 and 15, strike "AT LEAST FIFTEEN BUT NOT MORE THAN THIRTY" and substitute "UP TO FIFTEEN".

Page 14, strike line 13 and insert:

"22-99-105. Appropriation. For the 2019-20 state fiscal year, the general assembly shall appropriate one million one hundred thousand dollars from the marijuana tax cash fund, created in section 39-28.8-501, to the department to implement the pilot program. Any money appropriated for the pilot program pursuant to this section that is not expended prior to July 1, 2020, is further appropriated to the department for the 2020-21 through 2023-24 state fiscal years for the same purpose.

22-99-106. Repeal of article. This article 99 is repealed.".

Page 14, after line 14 insert:

"SECTION 2. In Colorado Revised Statutes, 39-28.8-501, amend (2)(b)(IV)(N); and add (2)(b)(IV)(P) as follows:

39-28.8-501. Marijuana tax cash fund - creation - distribution - legislative declaration. (2) (b) (IV) Subject to the limitation in subsection (5) of this section, the general assembly may annually appropriate any money in the fund for any fiscal year following the fiscal year in which it was received by the state for the following purposes:

(N) For housing, rental assistance, and supportive services, including reentry services, pursuant to section 24-32-721; and
(P) For comprehensive quality physical education instruction pursuant to article 99 of title 22.".
Page 14, before line 15 insert:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $1,100,000 is appropriated to the department of education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the department will require an additional 0.7 FTE. To implement this act, the department may use this appropriation for the health and wellness through comprehensive quality physical education instruction pilot program."

Renumber succeeding section accordingly.

Page 1, line 103, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

 HB19-1215 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Public Health Care and Human Services Committee Report, dated March 15, 2019, page 1, strike lines 1 and 2 and substitute:

"Amend printed bill, page 3, line 2, strike "(7)(a)(II)(F)."

Page 3, strike lines 8 through 15 and substitute:

"(c.5) "Mandatory school fees" means fees charged by a school or school district, including a charter school, for a child attending public primary or secondary school for activities that are directly related to the educational mission of the school, including but not limited to laboratory fees; book or educational material fees; school computer or automation-related fees, whether paid to the school directly or purchased by a parent; testing fees; and supply or material fees paid to the school. "Mandatory school fees" does not include uniforms, meals, or extracurricular activity fees."

Page 4, line 10, after "that" insert "or is employed part-time while enrolled in a part-time educational or vocational program, based on the institution's enrollment definitions,"

Page 4, strike lines 16 through 21 and substitute "support available to a child."

Page 5, strike "ASSETS AND RESIDENCE;" and substitute "ASSETS;"

Page 5, after line 5, insert "(B) RESIDENCE;"

Reletter succeeding sub-subparagraphs accordingly.

Page 5, line 16, strike "WILLING TO HIRE THE PARENT" and substitute "HIRING IN THE COMMUNITY, WITHOUT CHANGING EXISTING LAW REGARDING THE BURDEN OF PROOF;"

Page 6, strike lines 22 through 27 and substitute "required of the obligor. The minimum order amount shall not apply when each parent keeps the"
children more than ninety-two overnights each year as defined in paragraph (h) of subsection (3) of this section. In no case, however, shall the amount of child support ordered to be paid exceed the amount of child support that would otherwise be ordered to be paid if the parents did not share physical custody."

Page 7, strike lines 1 through 3.

Page 8, line 9, strike "IF AN OBLIGOR’S" and substitute "FOR AN OBLIGOR WITH AN".

Page 8, line 10, strike "is" and substitute "of".".

Page 1 of the committee report, strike lines 4 through 15 and substitute:

"Page 8, strike lines 16 through 25 and substitute "(9) to (11) of this section, IF, AFTER THESE ADJUSTMENTS ARE MADE, THE OBLIGOR’S CHILD SUPPORT AMOUNT DOES NOT EXCEED TWENTY PERCENT OF THE OBLIGOR’S ADJUSTED GROSS INCOME. ADJUSTMENTS MUST NOT BE MADE TO THE OBLIGOR’S CHILD SUPPORT AMOUNT PURSUANT TO THIS SUBSECTION (7)(a)(II)(C) IF, WITHIN THE SAME CHILD SUPPORT ORDER, THE NUMBER OF CHILDREN FOR WHOM A DUTY OF SUPPORT IS OWED RESULTS IN A CHILD SUPPORT OBLIGATION THAT EXCEEDS TWENTY PERCENT OF THE OBLIGOR’S ADJUSTED GROSS INCOME. The low-income adjustment shall not apply when each parent keeps the children more than ninety-two overnights each year as defined in subsection (8) of this section. In no case, however, shall the amount of child support ordered to be paid exceed the amount of child support that would otherwise be ordered to be paid if the parents did not share physical custody.".

Page 9, strike lines 18 through 27.

Page 10, strike line 1.

Page 33, strike lines 5 and 6 and substitute "updates. (g) For purposes of calculating child support, when two or more".

Page 33, strike line 10 and substitute "Overnights used to determine child support".

Page 33, strike lines 14 through 26.

Strike page 34.

Page 35, strike lines 1 through 21.

Page 37, line 8, after the period add "After the periodic review described in this section, the commission shall submit a report to the governor and to the general assembly explaining the commission’s recommendations.".

Page 1 of the committee report, line 18, strike "(4)" and substitute "(4); and add (5)".

Page 1 of the committee report, line 19, strike "services." and substitute "services - child support DRA fee cash fund.".
Page 2 of the committee report, line 5, strike "threshold."." and substitute "threshold.

(5) THERE IS CREATED IN THE STATE TREASURY THE CHILD SUPPORT DRA FEE CASH FUND, REFERRED TO IN THIS SUBSECTION (5) AS THE "FUND". THE FUND CONSISTS OF MONEY CREDITED TO THE FUND FROM THE STATE SHARE, IF ANY, OF FEES COLLECTED PURSUANT TO THIS SECTION AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE STATE DEPARTMENT MAY EXPEND MONEY FROM THE FUND FOR PROGRAM OPERATIONS."."

Page 2 of the committee report, after line 6 insert:

"Page 42, strike lines 15 through 26 and substitute:

"SECTION 8. Appropriation. For the 2019-20 state fiscal year, $143,650 is appropriated to the department of human services for use by the office of self sufficiency. This appropriation is from the child support deficit reduction act fee cash fund. To implement this act, the office may use this appropriation for the automated child support enforcement system.

SECTION 9. Effective date - applicability. (1) This act takes effect July 1, 2019; except that section 14-10-115 (3)(c.5), (6)(b), (7)(a)(II)(B), (7)(a)(II)(C), (7)(a)(II)(D), (7)(b), (8)(g), (11)(a) introductory portion, (11)(a)(I), and (11)(c), Colorado Revised Statutes, as amended and added in section 1 of this act, takes effect July 1, 2020.

(2) Section 1 of this act applies to orders entered on or after the applicable effective dates specified in subsection (1) of this section.

SECTION 10. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."."

Page 43, strike lines 1 and 2.

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

HB19-1276 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 11, after line 16 insert:

"SECTION 4. Appropriation. For the 2019-20 state fiscal year, $800,000 is appropriated to the department of education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.6 FTE. To implement this act, the department may use this appropriation for the ninth grade success grant program.".

Renumber succeeding section accordingly.

Page 1, line 104, strike "PROGRAM." and substitute "PROGRAM, AND MAKING AN APPROPRIATION.".".
SB19-010 be referred to the Committee of the Whole with favorable recommendation.

SB19-036 be referred to the Committee of the Whole with favorable recommendation.

SB19-061 be referred to the Committee of the Whole with favorable recommendation.

SB19-136 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 7, line 13, strike "$529,562" and substitute "$259,562".

Page 7, line 17, strike "$359,712" and substitute "$89,712".

SB19-142 be referred to the Committee of the Whole with favorable recommendation.

SB19-143 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the reengrossed bill, page 1, line 102, strike "ISSUES." and substitute "ISSUES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

SB19-146 be referred to the Committee of the Whole with favorable recommendation.

SB19-153 be referred to the Committee of the Whole with favorable recommendation.

SB19-196 be referred to the Committee of the Whole with favorable recommendation.

SB19-205 be referred to the Committee of the Whole with favorable recommendation.

SB19-218 be referred to the Committee of the Whole with favorable recommendation.
SB19-219  be referred to the Committee of the Whole with favorable recommendation.

SB19-221  be referred to the Committee of the Whole with favorable recommendation.

SB19-231  be referred to the Committee of the Whole with favorable recommendation.

EDUCATION
After consideration on the merits, the Committee recommends the following:

SB19-066  be referred favorably to the Committee on Appropriations.

SB19-199  be referred favorably to the Committee on Appropriations.

SB19-215  be referred favorably to the Committee on Appropriations.

SB19-246  be referred favorably to the Committee on Appropriations.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

SB19-008  be referred favorably to the Committee on Finance.

SB19-191  be referred favorably to the Committee on Appropriations.

SB19-222  be referred favorably to the Committee on Appropriations.

SB19-223  be referred favorably to the Committee on Appropriations.

SB19-241  be referred to the Committee of the Whole with favorable recommendation.
STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

SB19-096 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 3 through 27.

Strike pages 4 through 6.

Page 7, strike lines 1 through 25 and substitute:

"THROUGH COST-EFFECTIVE ENERGY EFFICIENCY MEASURES; AND

(b) Declares that it is in the State's interest to leverage data collected and analyses conducted for its greenhouse gas emissions inventories and forecasts and make data sets available to local governments.

(2) Rules. The Commission shall:

(a) By June 1, 2020, adopt rules requiring greenhouse gas-emitting entities to monitor and publicly report their emissions as the Commission deems appropriate to support Colorado's greenhouse gas emission inventory efforts and to facilitate implementation of rules that will timely achieve Colorado's greenhouse gas reduction goals. The Commission shall consider what information is already being publicly reported by the federal Environmental Protection Agency and tailor new reporting requirements to fill any gaps in data, as it determines is appropriate, to allow for maintaining and updating state inventories that are sufficiently comprehensive and robust. The rules must include requirements for providers of retail or wholesale electric service in the state of Colorado to track and report emissions from all generation sources within the state and elsewhere that electricity consumption by their customers in this state causes to be emitted. The Commission may require emitting entities to report the amount of emissions of each of the seven individual components of greenhouse gases as well as the carbon dioxide equivalent of those emissions.

(b) Direct the Division to update the statewide inventory of greenhouse gas emissions by sector, up to on an annual basis as determined by the Commission, but in no event less frequently than every two years. The Division shall update the inventory in a manner that allows reasonable tracking of progress in reducing greenhouse gas emissions over time. The inventory must include a forecast of Colorado's greenhouse gas emissions for the milestone year of 2025, as well as 2030, 2035, 2040, and 2045. The initial inventory required under this subsection (2) must include a recalculation of Colorado's 2005 greenhouse gas emissions to serve as a baseline for measuring progress against Colorado's greenhouse gas emission reduction goals.

(c) By July 1, 2020, publish a notice of proposed rule-making that proposes rules to implement measures that would cost-effectively allow the State to meet its greenhouse gas emissions reduction goals.".
Renumber succeeding subsections accordingly.

Page 7, line 27, strike "ANNUAL".

Page 8, line 7, strike "MEANS" and substitute "INCLUDES".

Page 8, strike lines 26 and 27.

Strike page 9 and substitute:

"SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

SB19-235 be referred favorably to the Committee on Appropriations.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1312 by Representative(s) Mullica, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Duran, Esgar, Froelich, Gray, Hansen, Jaquez Lewis, Kennedy, Kipp, McCluskie, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Tipper, Valdez A.; also Senator(s) Gonzales and Priola--Concerning modernizing immunization requirements for school entry to improve vaccination rates.

Laid over until later in the day, retaining place on Calendar.

HB19-1142 by Representative(s) Ransom and Singer; also Senator(s) Moreno and Smallwood--Concerning creating an option for parents who seek to voluntarily delegate certain parental responsibilities to a safe family for a limited period of time without relinquishing legal custody of their child, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Singer was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative Ransom and Singer.

Amend the engrossed bill, page 3, after line 1 insert:

"26-6-701. Short title. The short title of this Part 7 is the "Kyle Forti Act"."

Renumber succeeding C.R.S. sections accordingly.

Page 10, line 3, strike "26-6-704" and substitute "26-6-705".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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SB19-159  by Senator(s) Bridges and Donovan, Crowder, Ginal, Williams A.; also Representative(s) McCluskie--
Concerning the continuation of the passenger tramway safety board, and, in connection therewith, implementing some of the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Duran, Lontine, McLachlan, Snyder, Titone, Valdez A.
**SB19-160** by Senator(s) Winter, Donovan; also Representative(s) McCluskie--Concerning the continuation of the river outfitter licensing program.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Esgar, Exum, Hansen, Herod, McLachlan, Roberts, Snyder, Titone, Valdez A., Valdez D., Will

**SB19-161** by Senator(s) Bridges and Story, Lundeen, Hill, Todd; also Representative(s) Kipp--Concerning the continuation of the state advisory council for parent involvement in education, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<td>Valdez A.</td>
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Concerning the continuation of the cold case task force, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

```
YES 62 NO 1 EXCUSED 2 ABSENT 0
Arndt Y Exum Y Landgraf Y Saine Y
Baisley Y Froelich Y Larson Y Sandridge N
Beckman Y Galindo Y Lewis Y Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper E
Buck Y Gray Y McKean Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphreyy Y Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom Y Will Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp E Roberts Y Wilson Y
Speaker Y
```

Co-sponsor(s) added: Representative(s) Baisley, Bird, Bockenfeld, Buentello, Duran, Exum, Froelich, Galindo, Gray, Hooton, Jaquez Lewis, Kennedy, McLachlan, Michaelson Jenet, Snyder, Valdez D.

SB19-163 by Senator(s) Marble; also Representative(s) Galindo--Concerning the continuation of the cold case task force, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

```
YES 62 NO 1 EXCUSED 2 ABSENT 0
Arndt Y Exum Y Landgraf Y Saine Y
Baisley Y Froelich Y Larson Y Sandridge N
Beckman Y Galindo Y Lewis Y Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper E
Buck Y Gray Y McKean Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphreyy Y Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom Y Will Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp E Roberts Y Wilson Y
Speaker Y
```

Co-sponsor(s) added: Representative(s) Baisley, Bird, Bockenfeld, Buentello, Duran, Exum, Froelich, Galindo, Gray, Jaquez Lewis, Kennedy, McLachlan, Michaelson Jenet, Snyder, Valdez A., Speaker

SB19-197 by Senator(s) Zenzinger; also Representative(s) Kennedy--Concerning the continuation of the pilot program to allow an eligible person with a spinal cord injury to receive complementary or alternative medicine.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1326  by Representative(s) Esgar and Hansen, Ransom; also
Senator(s) Zenzinger and Rankin, Moreno--Concerning
rate flexibility on existing procedures in the Colorado
dental health care program for low-income seniors.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner,
Buentello, Carver, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez,
Gray, Hooton, Jackson, Jaquez Lewis, Lontine, Melton, Michaelson Jenet,
Mullica, Snyder, Titone, Valdez A., Valdez D.

SB19-187  by Senator(s) Lee and Gardner; also Representative(s)
Bird and McKean--Concerning commissions on judicial
performance.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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</table>
HB19-1229 by Representative(s) Roberts and Snyder; also Senator(s) Gardner and Lee--Concerning the "Colorado Electronic Preservation of Abandoned Estate Planning Documents Act".

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Roberts was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative Roberts.

Amend engrossed bill, page 25, line 24, strike "July" and substitute "January".

The amendment was declared passed by the following roll call vote:

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Speaker
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Duran, Kennedy

HB19-1275 by Representative(s) Weissman and Soper; also Senator(s)
Lee--Concerning increased eligibility for the sealing of criminal justice records by individuals who are not under supervision, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
HB19-1308 by Representative(s) Singer and Landgraf; also Senator(s) Moreno and Rankin--Concerning foster care prevention services to align current standards with the federal "Family First Prevention Services Act".

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, McCluskie, Michaelson Jenet, Mullica, Pelton, Sandridge, Sirota, Snyder, Sullivan, Titone, Valdez A., Valdez D., Speaker

HB19-1322 by Representative(s) Roberts and Will; also Senator(s) Moreno and Coram--Concerning the use of money from certain state funds to expand the supply of affordable housing statewide.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1017  by Representative(s) Michaelson Jenet; also Senator(s) Fields--Concerning increasing access to school social workers in public elementary schools, and, in connection therewith, making an appropriation.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1297 by Representative(s) Weissman and McKean; also Senator(s) Lee--Concerning data collection from jail facilities operated by political subdivisions of the state, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1328 by Representative(s) Herod; also Senator(s) Rodriguez--Concerning bed bugs in residential premises, and, in connection therewith, establishing duties for landlords and tenants in addressing the presence of bed bugs.

The question being "Shall the bill pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
Speaker Y

HB19-1073 by Representative(s) Benavidez; also Senator(s) Fields--Concerning the creation of the law enforcement, public safety, and criminal justice information sharing grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<tr>
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Arndt Y Exum Y Landgraf Y Saine Y
Baisley Y Froelich Y Larson Y Sandridge N
Beckman Y Galindo Y Lewis Y Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper E
Buck Y Gray Y McKeen Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphrey Y Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle N
Coleman Y Jaquez Lewis Y Pelton Y Weissman N
Cutter Y Kennedy Y Ransom Y Will Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp E Roberts Y Wilson N

Co-sponsor(s) added: Representative(s) Bockenfeld, Buckner, Buentello, Coleman, Cutter, Duran, Esgar, Garnett, Hansen, Hooton, Jaquez Lewis, Roberts, Snyder, Valdez A., Will

HB19-1287 by Representative(s) Esgar and Wilson; also Senator(s) Pettersen and Priola--Concerning methods to increase access to treatment for behavioral health disorders, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared passed.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1330 by Representative(s) Arndt; also Senator(s) Priola--
Concerning an exemption from regulation by the division
of professions and occupations in the department of
regulatory agencies for persons who provide hair drying
services only.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Beckman, Buck, Buckner,
Carver, Coleman, Cutter, Duran, Exum, Garnett, Geitner, Gonzales-Gutierrez,
Gray, Herod, Hooton, Humphrey, Lontine, McKeen, McLachlan, Melton,
Michaelson Jenet, Mullica, Neville, Pelton, Roberts, Saine, Sandridge, Snyder,
Tipper, Titone, Van Winkle, Will, Williams D., Speaker

HB19-1310 by Representative(s) Melton and Gonzales-Gutierrez; also
Senator(s) Lee--Concerning interest on orders of
restitution, and, in connection therewith, making an
appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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1 Co-sponsor(s) added: Representative(s) Benavidez, Bird, Buckner, Cutter, Duran, Galindo, Herod, Hooton, Jaquez Lewis, Michaelson Jenet, Valdez A.

2 HB19-1212 by Representative(s) Titone and Duran; also Senator(s) Fields and Todd--Concerning the recreation of the community association manager licensing program.

3 The question being "Shall the bill pass?".

4 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

5

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</table>

5 Co-sponsor(s) added: Representative(s) Exum, Kipp, Snyder

6 HB19-1313 by Representative(s) Becker and Hansen; also Senator(s) Winter and Priola--Concerning plans to reduce carbon dioxide emissions by qualifying retail utilities, and, in connection therewith, encouraging the achievement of zero carbon dioxide emissions by 2050 and making an appropriation.

7 Laid over until later in the day, retaining place on Calendar.
On motion of Representative Garnett, consideration on Third Reading of HB19-1324 was laid over until later in the day, retaining place on Calendar.

INTRODUCTION OF BILL

First Reading

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

HB19-1334 by Representative(s) Saine; also Senator(s) Marble--Concerning a prohibition on disseminating an image of a minor committing suicide.

Committee on Judiciary

On motion of Representative Garnett, SB19-001, HB19-1005, 1009, 1064, 1107, 1161, 1215, 1276, 1331, SB19-196, 010, 036, 061, 136, 142, 143, 146, 153, 205, 218, 219, 221, 231 were added to the Special Orders Calendar on April 26, 2019.

On motion of Representative Snyder, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-001 by Senator(s) Garcia; also Representative(s) Buentello--Concerning the expansion of the medication-assisted treatment expansion pilot program, and, in connection therewith, shifting administration of the program from the college of nursing to the center for research into substance use disorder prevention, treatment, and recovery support strategies; expanding the counties that may participate in the program; extending the duration of the program; increasing the funding for the program; and making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1005 by Representative(s) Buckner and Wilson; also Senator(s) Todd and Priola--Concerning an income tax credit for certain early childhood educators.
Amendment No. 1, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 2, by Representative(s) Wilson.

Amend printed bill, page 4, after line 16 insert:

"(c) Each eligible early childhood educator is only allowed one credit per income tax year, even if the eligible early childhood educator earns the next level early childhood professional credential in the same year."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1009 by Representative(s) Kennedy and Singer; also Senator(s) Priola and Pettersen--Concerning supports for persons recovering from substance use disorders, and, in connection therewith, expanding a program in the department of local affairs that provides vouchers for housing assistance to certain individuals, requiring each recovery residence operating in Colorado to be licensed by the department of public health and environment, and creating the opioid crisis recovery fund.

Amendment No. 1, Public Health Care & Human Services Report, dated March 6, 2019, and placed in member's bill file; Report also printed in House Journal, March 6, 2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1064 by Representative(s) Sullivan and Baisley; also Senator(s) Foote and Cooke--Concerning eliminating requirements that victims must opt in to effect their rights in criminal proceedings.

Amendment No. 1, Judiciary Report, dated February 28, 2019, and placed in member's bill file; Report also printed in House Journal, March 1, 2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 3, by Representative(s) Weissman.

Amend printed bill, page 3, strike lines 7 through 9 and substitute:

"17-2-214. Right to attend parole hearings. (2) (a) In the case of any offenses against the person, as specified in article 3 of title 18,
Page 3, strike lines 17 through 27 and substitute:

"(b) In the case of any offenses other than offenses against the person as specified in article 3 of title 18, C.R.S., DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, notice of any parole proceeding shall MUST be sent by the department of corrections, working in cooperation with the board, only upon request OF THE VICTIM to the department of corrections or the board, to any victim of the crime or relative of a victim, if the victim has died, who makes such a request at least sixty days before the hearing. Such notice shall be sent to the last address in the possession of the department of corrections or the board, and the victim of the crime or relative of the victim, if the victim has died, has the duty to keep the department of corrections or the board informed of his or her most current address.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1161 by Representative(s) Buckner and Wilson; also Senator(s) Todd and Priola--Concerning the creation of the health and wellness through comprehensive quality physical education instruction pilot program.

Amendment No. 1, Education Report, dated March 7, 2019, and placed in member's bill file; Report also printed in House Journal, March 8, 2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1215 by Representative(s) Singer; also Senator(s) Crowder--Concerning legislative recommendations of the Colorado child support commission.

Amendment No. 1, Public Health Care & Human Services Report, dated March 15, 2019, and placed in member's bill file; Report also printed in House Journal, March 18, 2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

HB19-1276 by Representative(s) Buentello and Exum, Larson; also Senator(s) Todd and Coram--Concerning providing financial support for comprehensive programs to assist
ninth-grade students in completing high school, and, in
connection therewith, creating the ninth grade success
grant program.

Amendment No. 1, Education Report, dated April 11, 2019, and placed
in member's bill file; Report also printed in House Journal, April 12,
2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and
placed in member's bill file; Report also printed in House Journal, April
26, 2019.

Amendment No. 3, by Representative(s) Buentello.

Amend printed bill, page 3, line 7, strike "TWO THOUSAND" and substitute
"ONE THOUSAND".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1331 by Representative(s) Hansen and Ransom, Esgar; also
Senator(s) Rankin, Moreno, Zenzinger--Concerning
removing the limit on the departments with which the
evidence-based practices implementation for capacity
resource center can collaborate.

Ordered engrossed and placed on the Calendar for Third Reading and
Final Passage.

SB19-085 by Senator(s) Danielson and Pettersen, Fields, Donovan,
Winter, Gonzales, Court, Zenzinger, Todd, Story, Ginal,
Williams A., Rodriguez, Lee, Moreno, Garcia, Fenberg,
Foote, Bridges; also Representative(s) Buckner and
Gonzales-Gutierrez, Benavidez, Buentello, Caraveo,
Coleman, Cutter, Duran, Esgar, Exum, Galindo, Garnett,
Hansen, Hooton, Jackson, Jaquez, Kennedy, Kipp,
Lontine, McLaughlin, Melton, Michaelson Jenet, Mullica,
Roberts, Singer, Sirota, Sullivan, Titone, Valdez A.,
Weissman--Concerning the creation of the "Equal Pay for
Equal Work Act" in order to implement measures to
prevent pay disparities.

Amendment No. 1, Business Affairs & Labor Report, dated April 17,
2019, and placed in member's bill file; Report also printed in House
Journal, April 18, 2019.

Amendment No. 2, by Representative(s) Gonzales-Gutierrez.

Amend the Business Affairs and Labor Committee Report, dated April
17, 2019, page 2, line 8, after "BENEFITS" add "AND OTHER
COMPENSATION".

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.
HB19-1107 by Representative(s) Coleman, Herod, Exum, Benavidez, Lontine, Singer; also Senator(s) Fields and Priola--Concerning the creation of the employment support and job retention services program within the division of employment and training in the department of labor and employment.

Amendment No. 1, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 2, by Representative(s) Coleman.

Amend the Appropriations Committee Report, dated April 26, 2019, page 1, after line 6 insert:
"(c) MONEY IN THE FUND IS SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT FOR THE PURPOSES OF THIS PART 4, TO THE EXTENT THAT IN EACH FISCAL YEAR THE GENERAL ASSEMBLY MAY ONLY APPROPRIATE UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS PLUS ANY UNEXPENDED MONEY AND INTEREST ACCRUED FROM THE PREVIOUS FISCAL YEAR.".

Page 1 of the report, line 14, after "Appropriation." insert "(1)".

Page 2 of the report, strike line 1 and substitute:
"appropriation.
(2) For the 2019-20 state fiscal year, $250,000 is appropriated to the department of labor and employment for use by the division of employment and training. This appropriation is from reappropriated funds in the job retention services program cash fund under subsection (1) of this section and is based on an assumption that the division will require an additional 0.5 FTE. To implement this act, the division may use the appropriation for employment support and job retention services.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-104 by Senator(s) Holbert and Foote; also Representative(s) Baisley and Gray--Concerning the elimination of duplicate regulation of the property of a school district, district charter school, or institute charter school.

Amendment No. 1, by Representative(s) Gray.

Amend reengrossed bill, page 2, line 15, after "DESIGNEE;" strike "AND".

Page 2, after line 15 insert:
"(d) THE DIRECTOR OF THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, OR HIS OR HER DESIGNEE; AND".

Reletter succeeding paragraph accordingly.

Page 3, line 9, after "SERVICES," strike "AND".
Page 3, line 10, strike "ENVIRONMENT" and substitute "ENVIRONMENT, AND THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-030** by Senator(s) Gonzales; also Representative(s) Tipper--
Concerning a remedy for improperly entered guilty pleas, and in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

---

**AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.

Amend introduced bill, page 7, after line 23, insert:

"(5) THE COURT SHALL AWARD REASONABLE ATTORNEY’S FEES TO THE PREVAILING PARTY IN ANY CIVIL ACTION FILED PURSUANT TO THIS SECTION.".

The amendment was declared **lost** by the following roll call vote:

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</table>

Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.
Amend reengrossed bill, page 7, after line 23 insert:

"(5) THE COURT SHALL AWARD REASONABLE ATTORNEY FEES TO THE PREVAILING PARTY IN ANY FRIVOLOUS LAWSUIT FILED PURSUANT TO THIS SECTION.".

The amendment was declared lost by the following roll call vote:

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<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>EXCUSED</th>
<th>ABSENT</th>
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<tbody>
<tr>
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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.

Amend reengrossed bill, page 6, after line 23 insert:

"(3) A PUBLIC SECTOR EMPLOYEE MUST BE PAID A SUBSTANTIALLY SIMILAR WAGE OR SALARY AS A PRIVATE SECTOR EMPLOYEE IN A SUBSTANTIALLY SIMILAR POSITION.".

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
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<tbody>
<tr>
<td>22</td>
<td>38</td>
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</tbody>
</table>
Representative Buck moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Buck amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.

Amend reengrossed bill, page 6, after line 23 insert:

"(3) THIS SECTION DOES NOT APPLY TO AN EMPLOYER WITH TEN OR FEWER EMPLOYEES."

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
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</table>

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soepr amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.

Amend reengrossed bill, page 6, after line 23 insert:

"(3) A PUBLIC SECTOR EMPLOYEE MUST BE PAID A SUBSTANTIALLY SIMILAR WAGE OR SALARY AS A PRIVATE SECTOR EMPLOYEE IN A SUBSTANTIALLY SIMILAR POSITION WHO IS EMPLOYED IN THE SAME OR SIMILAR GEOGRAPHIC REGION OF THE STATE.".

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
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</table>
Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to SB 19-085, to show that said amendment passed, and that SB 19-085, as amended, passed.

Amend reengrossed bill, page 7, line 7, strike "EACH OCCASION" and substitute "THE FIRST OCCASION", and strike "DISCRIMINATION," and substitute "DISCRIMINATION.".

Page 7, strike line 8.

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 26, 2019 only:

**Rural Affairs and Agriculture**
- Representative Will to replace Representative Lewis
- Representative Mullica to replace Representative Valdez D.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**JUDICIARY**

After consideration on the merits, the Committee recommends the following:

**SB19-108** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 1 through 8 and substitute:

"SECTION 1. In Colorado Revised Statutes, add part 23 to article 33.5 of title 24 as follows:

**PART 23**

**24-33.5-2301. Committee on juvenile justice reform - creation - membership.** (1) **THE COMMITTEE ON JUVENILE JUSTICE REFORM, REFERRED TO AS THE "COMMITTEE" IN THIS PART 23, IS CREATED IN THE DEPARTMENT."."
Page 3, line 9, strike "TWENTY-SIX" and substitute "TWENTY-NINE".

Page 4, line 6.

Page 4, line 8, strike "(A)" and substitute "(IX)" and strike the first "OF" and substitute "APPOINTED BY".

Page 4, line 9, strike the first "OF" and substitute "APPOINTED BY".

Page 4, line 12, strike "(B)" and substitute "(X)".

Page 4, strike line 13 and substitute "PROGRAMS APPOINTED BY THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE;".

Page 4, strike lines 14 through 23, and substitute:
"(XI) THE EXECUTIVE DIRECTOR OF THE OFFICE OF THE CHILD'S REPRESENTATIVE CREATED IN SECTION 13-91-104, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(XII) THE COLORADO CHILD PROTECTION OMBUDSMAN, OR HIS OR HER DESIGNEE;

(XIII) A REPRESENTATIVE OF AN ORGANIZATION ADVOCATING FOR VICTIMS OF CRIMES APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES;

(XIV) A JUVENILE MENTAL HEALTH PROFESSIONAL, APPOINTED BY THE MAJORITY LEADER OF THE SENATE;

(XV) TWO REPRESENTATIVES OF COUNTIES, ONE FROM A SMALL-OR MEDIUM-SIZED COUNTY AND ONE FROM A LARGE COUNTY APPOINTED BY A STATEWIDE ORGANIZATION OF COUNTIES;

(XVI) TWO PERSONS WHO ARE REPRESENTATIVES OF A NONPROFIT ORGANIZATION THAT PROVIDES PROGRAMS TO PREVENT OR ADDRESS JUVENILE DELINQUENCY, ONE APPOINTED BY THE MINORITY LEADER OF THE SENATE, ONE APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;

(XVII) ONE JUVENILE OR FORMER JUVENILE WHO WAS CHARGED WITH A DELINQUENT ACT, APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES; AND"

Page 4, line 24, strike "(X)" and substitute "(XVIII)".

Page 4, lines 26 and 27, strike "CHIEF JUSTICE AND THE GOVERNOR" and substitute "APPOINTING PARTIES".

Page 5, line 2, strike "GOVERNOR" and substitute "COMMITTEE" and strike "VICE-CHAIR." and substitute "VICE-CHAIR BY A MAJORITY VOTE.".

Page 5, line 16, strike "24-20-602." and substitute "24-33.5-2302.".

Page 9, line 15, strike "24-20-603." and substitute "24-33.5-2303.".

Page 11, line 7, after the period add "NOTHING PRECLUDES A PERSON FROM REPORTING CHILD ABUSE OR NEGLECT WHEN REQUIRED UNDER SECTION 19-3-304, OR A MENTAL HEALTH PROVIDER FROM COMPLYING WITH A DUTY TO WARN UNDER SECTION 13-21-117 (2)."

Page 11, line 25, strike "24-20-601." and substitute "24-33.5-2301.".
Page 23, line 3, strike "THIRTY DAYS AFTER THE TOOL IS SELECTED," and substitute "JANUARY 1, 2021."

Page 56, line 18, strike "24-20-601," and substitute "24-33.5-2301."

Page 73, line 5, strike "24-20-601." and substitute "24-33.5-2301."

Strike "24-20-602" and substitute "24-33.5-2302" on Page 11, line 19; Page 23, line 5; Page 27, line 13; Page 53, lines 13 and 18; Page 55, line 12; Page 56, line 23; Page 58, line 2; Page 59, line 18; Page 64, line 10; and Page 66, line 16.

SB19-217 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, line 15, strike "BENEFICIARY;" and substitute "BENEFICIARY, INCLUDING THAT THE INJURED PARTY CAN OBTAIN INFORMATION ABOUT THE PAYER OF BENEFITS' NETWORK FROM THE PAYER OF BENEFITS OR THE HEALTHCARE PROVIDER;".

Page 5, line 7, strike "LEIN" and substitute "LIEN".

Page 6, line 11, after the period add "NOTHING IN THIS SECTION CHANGES ANY OBLIGATION OF THE HEALTHCARE PROVIDER OR ITS AGENTS UNDER THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF TITLE 25.5."

Page 7, after line 22 insert:

"(6) IN THE ABSENCE OF FRAUD OR MISREPRESENTATION, IF THE INJURED PARTY DOES NOT RECEIVE A JUDGMENT, SETTLEMENT, OR PAYMENT ON THE INJURED PARTY'S CLAIM AGAINST THIRD PARTIES OR UNDER AN UNINSURED OR UNDERINSURED MOTORIST INSURANCE POLICY, THE INJURED PARTY IS NOT LIABLE TO THE LIENHOLDER FOR ANY PORTION OF THE HEALTHCARE PROVIDER LIEN.

(7) THIS SECTION DOES NOT DEEM A LIENHOLDER TO BE A REAL PARTY IN INTEREST."

Page 8, strike lines 3 through 9.

Renumber succeeding subsection accordingly.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-256
SB19-238 Amended in General Orders as printed in Senate Journal, April 25, 2019.

SB19-1262 Amended in General Orders as printed in Senate Journal, April 25, 2019.

The Senate has passed on Third Reading and returns herewith: HB19-1171 and 1266.

The Senate has adopted and returns herewith: HJR19-1014.

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MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-256.
without comment, as amended, HB19-1262 and 1274.
without comment, as amended, SB19-238.

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INTRODUCTION OF BILLS
First Reading

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

HB19-1335 by Representative(s) Gonzales-Gutierrez and Bockenfeld; also Senator(s) Lee and Cooke--Concerning expungement of juvenile records, and, in connection therewith, making clarifying changes to the expungement process and procedure and clarifying that juvenile record expungement applies to municipal courts.

Committee on Judiciary

SB19-238 by Senator(s) Danielson and Moreno; also Representative(s) Kennedy and Duran--Concerning home care agencies, and, in connection therewith, requiring certain agencies to expend a minimum percentage of their reimbursements from the "Colorado Medical Assistance Act" as wages for employees who provide direct care, requiring the department of health care policy and financing to enforce training requirements and request an increase to the reimbursement rate for certain services provided under the "Colorado Medical Assistance Act", and making an appropriation.

Committee on Health & Insurance

SB19-256 by Senator(s) Bridges; also Representative(s) Esgar--Concerning an appropriation made to implement House Bill 18-1299 concerning electronic documents related to the ownership of a vehicle.

Committee on Appropriations
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Kennedy, the following item(s) on the Calendar were laid over until April 27, retaining place on Calendar:

Consideration of Third Reading--HB19-1312, 1324, 1313.
Consideration of Conference Committee Report(s)--SB19-090.
Consideration of Resolution(s)--HR19-1006, SJR19-009, HR19-1007.
Consideration of Senate Amendment(s)--HB19-1189, 1244, 1253, 1160, 1003, 1138, 1183, 1222, 1247, 1051, 1269.

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House in recess. House reconvened.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

HB19-1054  be postponed indefinitely for lack of House Sponsor.

SB19-008  be referred favorably to the Committee on Appropriations.

SB19-157  be referred favorably to the Committee on Appropriations.

SB19-227  be referred favorably to the Committee on Appropriations.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

SB19-040  be referred favorably to the Committee on Appropriations.

SB19-107  be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 5, strike line 19 and substitute "MAINTAIN, OR OWN, AN ATTACHED FACILITY FOR".
Page 6, strike lines 10 through 16 and substitute "UNDER SUBSECTION (1) OF THIS SECTION. AN ELECTRIC UTILITY OR ITS".

Page 7, line 9, strike "RECORDED" and substitute "RECORDING".

Page 9, line 13, strike "AN ATTACHED FACILITY IN THE ELECTRIC EASEMENT" and substitute "TELECOMMUNICATIONS FACILITIES AND EQUIPMENT".

Page 14, line 27, strike "WOULD" and substitute "WOULD, IN THE ELECTRIC UTILITY'S REASONABLE DISCRETION,".

Page 16, lines 18 and 19, strike "BY DISCRIMINATORY OR" and substitute "BY:".

Page 17, strike lines 5 and 6 and substitute:

"(B) LOANING FUNDS TO A BROADBAND AFFILIATE IF THE INTEREST RATE ON THE LOAN IS NO LESS THAN THE ELECTRIC UTILITY'S LOWEST COST OF CAPITAL;

(C) EXCHANGING SERVICES OR MATERIALS FOR OTHER SERVICES OR MATERIALS OF EQUIVALENT VALUE;

(D) PROVIDING REDUCED-COST COMMERCIAL BROADBAND SERVICE TO LOW-INCOME RETAIL CUSTOMERS; OR".

Page 17, line 7, strike "(C)" and substitute "(E)".

Page 17, lines 16 and 17, strike "IN A COURT OF COMPETENT JURISDICTION".

Page 19, strike lines 15 through 22 and substitute:

"38-5-103. Power of companies to contract. (1) Such electric light power, gas, or pipeline company, or such city, or town, or other local government shall have power to contract with any person or corporation, the owner of any lands or any franchise, easement, or interest therein over or under which the line of electric light wire power or pipeline is proposed to be laid or created for the right-of-way for the construction, maintenance, and operation of its electric light wires,".
Prayer by Representative Dafna Michaelson Jenet, Commerce City.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Representative Barbara McLachlan, Durango.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Lewis, Liston--2.

The Speaker declared a quorum present.

On motion of Representative Pelton, the House Journal of April 26, 2019, was declared approved as corrected by the Chief Clerk.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1320 be referred to the Committee of the Whole with favorable recommendation.

HB19-1323 be referred to the Committee of the Whole with favorable recommendation.

HB19-1332 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 3, after "the" insert "Colorado".

Page 4, strike lines 8 through 10 and substitute "use this appropriation for the Colorado talking book library.".
SB19-066 be referred to the Committee of the Whole with favorable recommendation.

SB19-180 be referred to the Committee of the Whole with favorable recommendation.

SB19-199 be referred to the Committee of the Whole with favorable recommendation.

SB19-222 be referred to the Committee of the Whole with favorable recommendation.

SB19-223 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 42, line 1, strike "24." and substitute "23."

Page 42, strike lines 15 through 28 and substitute:

"SECTION 24. Appropriation. (1) For the 2019-20 state fiscal year, $7,931,188 is appropriated to the department of human services. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

Executive director's office
Health, life, and dental $159,120
Short-term disability $125
S.B. 04-257 amortization equalization disbursement $55,973
S.B. 04-257 supplemental amortization equalization disbursement $55,973
Legal services $139,901
Office of information technology services Payments to OIT $455,299
Office of operations Leased space $77,500
Office of behavioral health, integrated behavioral health services
Jail-based behavioral health services $2,250,400
Office of behavioral health, mental health institutes, forensic services
Court services $1,370,443 (15.5 FTE)
Forensic community-based services $1,104,558 (1.0 FTE)
Outpatient competency restoration program $2,261,896".

Page 43, strike lines 1 through 9.

Page 43, line 23, strike "$454,539" and substitute "$455,299".

Page 44, strike lines 3 through 16 and substitute:

"(5) For the 2019-20 state fiscal year, $960,721 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation as
follows:

- **Courts administration, central administration**
  - Capital outlay $177,142

- **Courts administration, centrally-administered programs**
  - Statewide behavioral health court liaison program $50,000

- **Trial courts**
  - Trial court programs $673,579 (7.5 FTE)

- **Office of the state public defender**
  - Operating expenses $45,000

- **Office of the alternate defense counsel**
  - Training and conference $15,000

**SB19-235** be referred to the Committee of the Whole with favorable recommendation.

**SB19-246** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 9, after line 11 insert:

"**SECTION 6.** In Colorado Revised Statutes, 24-75-220, add (5) as follows:

24-75-220. State education fund - transfers - surplus - legislative declaration. (5) On July 1, 2019, the State Treasurer shall transfer forty million three hundred twenty-eight thousand nine hundred sixty-six dollars ($40,326,896) from the general fund to the State Education Fund created in section 17 (4) of Article IX of the State Constitution."

Renumber succeeding sections accordingly.

Page 10, after line 15 insert:

"**SECTION 11. Appropriation.** For the 2019-20 state fiscal year, $2,509,623 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the state share of districts' total program funding.

**SECTION 12. Appropriation.** For the 2019-20 state fiscal year, $125,495 is appropriated to the department of education. This appropriation is from the state education fund created in section 17 (4)(a) of article IX of the state constitution. To implement this act, the department may use this appropriation for hold-harmless full-day kindergarten funding.

**SECTION 13. Effective date.** (1) Except as otherwise provided in this section, this act takes effect upon passage.

(2) Section 11 of this act takes effect only if House Bill 19-1262 becomes law.

(3) Section 12 of this act takes effect only if House Bill 19-1262 does not become law.

Renumber succeeding section accordingly.
SB19-251 be referred to the Committee of the Whole with favorable recommendation.

SB19-252 be referred to the Committee of the Whole with favorable recommendation.

SB19-253 be referred to the Committee of the Whole with favorable recommendation.

SB19-254 be referred to the Committee of the Whole with favorable recommendation.

SB19-258 be referred to the Committee of the Whole with favorable recommendation.

RURAL AFFAIRS & AGRICULTURE
After consideration on the merits, the Committee recommends the following:

SB19-186 be referred favorably to the Committee on Finance.

SB19-240 be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, HB19-1323, 1332, HB19-1320 were added to the Special Orders Calendar on April 27, 2019.

On motion of Representative Kennedy, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1323 by Representative(s) Herod and Van Winkle; also Senator(s) Todd and Lundeen--Concerning an exemption
from state sales tax for occasional sales by charitable
organizations.

Amendment No. 1, Finance Report, dated April 17, 2019, and placed in
member's bill file; Report also printed in House Journal, April 18, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

HB19-1332 by Representative(s) Hansen, Esgar, Ransom; also
Senator(s) Zenzinger, Moreno, Rankin--Concerning the
use of money in the Colorado telephone users with
disabilities fund to provide talking book library services
for certain persons with disabilities, and, in connection
therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 27, 2019, and
placed in member's bill file; Report also printed in House Journal, April
27, 2019.

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

SB19-149 by Senator(s) Garcia and Marble, Court, Fields, Foote;
also Representative(s) Froelich--Concerning the
continuation of the Colorado human trafficking council.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
April 23, 2019, and placed in member's bill file; Report also printed in
House Journal, April 24, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-165 by Senator(s) Rodriguez; also Representative(s) Hansen
and Ransom--Concerning the membership of the state
board of parole, and, in connection therewith, making an
appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-220 by Senator(s) Marble and Fenberg; also Representative(s)
Saine and Arndt--Concerning updates to the industrial
hemp regulatory program administered by the
commissioner of agriculture to align the program with the
regulatory requirements set forth in the federal
"Agricultural Improvement Act of 2018", and, in
connection therewith, making an appropriation.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated
April 23, 2019, and placed in member's bill file; Report also printed in
House Journal, April 24, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.
SB19-036  by Senator(s) Lee and Cooke; also Representative(s) Benavidez and Carver--Concerning requiring the state court administrator to administer a program to remind criminal defendants to appear in court as scheduled, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-061  by Senator(s) Tate and Zenzinger; also Representative(s) Arndt and Hooton--Concerning standards for the certification of certain types of respirators equipped with pressure vessels, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-136  by Senator(s) Lee; also Representative(s) Gonzales-Gutierrez--Concerning an expansion of the pilot program in the division of youth services, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-142  by Senator(s) Donovan; also Representative(s) McCluskie--Concerning the exclusion of hard cider from the "Colorado Wine Industry Development Act", and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-143  by Senator(s) Gonzales and Lee; also Representative(s) Herod--Concerning changes related to parole release to alleviate prison population issues.

Amendment No. 1, Judiciary Report, dated April 18, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

Amendment No. 2, Appropriations Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-153  by Senator(s) Fields; also Representative(s) Kipp and Titone--Concerning the continuation of the Colorado podiatry board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-146  by Senator(s) Pettersen; also Representative(s) Kennedy--Concerning the continuation of the regulation by the department of public health and environment of entities that provide home care services, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-205  by Senator(s) Danielson and Zenzinger; also Representative(s) Michaelson Jenet and Duran--Concerning the creation of a license plate to honor women veterans of the United States armed forces, and, in connection therewith, making an appropriation.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-218  by Senator(s) Gonzales; also Representative(s) Jaquez Lewis--Concerning the continuation of the medical marijuana program, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.
Amendment No. 1, Finance Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.
Amendment No. 2, by Representative(s) Benavidez and Caraveo.
Amend reengrossed bill, page 5, line 25, strike "PROFESSIONAL" and substitute "DOCTOR, DENTIST, OR ADVANCED PRACTICE PRACTITIONER"
Strike "MEDICAL PROFESSIONAL" and substitute "DENTIST OR ADVANCED PRACTICE PRACTITIONER" on: Page 3, lines 2 and 3, line 6, line 9, line 14, and line 19; and Page 5, lines 12 and 13.
As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-219  by Senator(s) Pettersen; also Representative(s) Gonzales-Gutierrez--Concerning the continuation of the "Colorado Licensing of Controlled Substances Act", and,
in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-221** by Senator(s) Donovan; also Representative(s) Roberts--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-196** by Senator(s) Lee and Danielson; also Representative(s) Garnett and Duran--Concerning the modification of procurement requirements for state contracts for public projects.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

Amendment No. 2, by Representative(s) Garnett.

Amend reengrossed bill, page 16, line 22, strike "THE APPLICABLE" and substitute "A".

Page 16, line 23, strike "PARTICIPATE IN" and substitute "ARE MEMBERS OF A MULTI-EMPLOYER TRADE ASSOCIATION THAT SPONSORS".

Page 16, line 26, after "OR" insert "DIRECTLY SPONSOR SUCH A PROGRAM FOR THEIR OWN EMPLOYEES, SHALL PAY THE DETERMINED APPRENTICESHIP CONTRIBUTION TO THAT PROGRAM OR TO".

Page 16, line 27, strike "LABOR SHALL PAY THE DETERMINED" and substitute "LABOR; OR".

Page 17, strike line 1.

Page 17, line 2, strike "CONTRACTORS" and substitute "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (5) OF THIS SECTION, CONTRACTORS".

Page 17, after line 10 insert:

"(4) TO THE EXTENT FEASIBLE, THE DEPARTMENT OF PERSONNEL SHALL PUBLISH AN ANNUAL REPORT DETAILING THE AMOUNT OF APPRENTICESHIP TRAINING CONTRIBUTION PAID PURSUANT TO SUBSECTIONS (2)(a), (2)(b), AND (2)(c) OF THIS SECTION FROM INFORMATION REPORTED BY THE CONTRACTING AGENCIES OF GOVERNMENT.

(5) IF THE DATA TRACKED BY THE DEPARTMENT OF PERSONNEL DEMONSTRATES THAT PORTIONS OF THE APPRENTICE CONTRIBUTIONS REQUIRED PURSUANT TO SUBSECTION (2) OF THIS SECTION ARE PAID UNDER
THE REQUIREMENTS OF SUBSECTION (2)(c) OF THIS SECTION AT A HIGHER RATE THAN UNDER THE REQUIREMENTS OF SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION, THE DEPARTMENT MAY PROMULGATE RULES FOR ALTERNATIVES TO THE REQUIREMENTS SUBSECTION (2)(c) OF THIS SECTION."

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-216 by Senator(s) Bridges, Garcia; also Representative(s) Bird--Concerning incentives for local education providers to provide innovative learning opportunities for high school students, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-190 by Senator(s) Todd and Rankin; also Representative(s) McLachlan and Wilson--Concerning measures to increase the number of individuals who are well-prepared to teach in public schools, and, in connection therewith, creating the "Growing Great Teachers Act" and making an appropriation.

Amendment No. 1, Education Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

Amendment No. 2, Appropriations Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

Amendment No. 3, by Representative(s) McLachlan.

Amend reengrossed bill, page 7, line 22, strike "22-2-109 (5)" and substitute "22-2-109 (5), 22-60.5-115 (2), 22-60.5-205 (3),". As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-192 by Senator(s) Winter and Priola; also Representative(s) Jackson and Cutter--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based waste diversion grant program.

Amendment No. 1, Finance Report, dated April 19, 2019, and placed in member's bill file; Report also printed in House Journal, April 19, 2019.

Amendment No. 2, by Representative(s) Jackson.

Amend reengrossed bill, page 8, strike lines 18 through 22 and substitute "BOARD CONSISTS OF THE FOLLOWING THIRTEEN MEMBERS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT:

(I) ONE MEMBER REPRESENTING THE COLORADO OFFICE OF
ECONOMIC DEVELOPMENT; ".

Page 8, line 23, strike "(A)" and substitute "(II)".
Page 8, line 25, strike "(B)" and substitute "(III)".
Page 8, line 26, strike "(C)" and substitute "(IV)".
Page 8, line 27, strike "(III) SIX MEMBERS APPOINTED BY THE GOVERNOR," and substitute "(V) SIX MEMBERS,".
Page 9, line 10, strike "(3)(d)(II)(A)" and substitute "(3)(d)(II)".
Page 9, line 21, strike "(3)(d)(III)" and substitute "(3)(d)(V)".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-135 by Senator(s) Williams A. and Rodriguez, Bridges, Court, Danielson, Donovan, Fenberg, Foote, Garcia, Ginal, Gonzales, Lee, Moreno, Pettersen, Priola, Story, Tate, Todd, Winter, Zenzinger; also Representative(s) Buckner and Buentello, Coleman, Cutter, Duran, Exum, Galindo, Herod, Jackson, Melton, Michaelson Jenet, Valdez A.--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 23, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-171 by Senator(s) Danielson and Bridges; also Representative(s) Sullivan and Galindo--Concerning the creation of the Colorado state apprenticeship resource directory, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-179 by Senator(s) Lee; also Representative(s) Wilson--Concerning the enhance school safety incident response grant program, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-173  by Senator(s) Donovan and Pettersen, Bridges; also 
Representative(s) Kraft-Tharp and Hansen--Concerning 
the creation of the Colorado secure savings plan board to 
study appropriate approaches to increase the amount of 
retirement savings by Colorado's private sector workers, 
and, in connection therewith, making an appropriation. 

Ordered revised and placed on the Calendar for Third Reading and Final 
Passage.

SB19-010  by Senator(s) Fields; also Representative(s) McLachlan 
and Valdez D.--Concerning professional behavioral health 
services for schools, and, in connection therewith, making 
an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final 
Passage.

SB19-231  by Senator(s) Moreno and Bridges; also Representative(s) 
Exum and Tipper--Concerning the creation of the 
Colorado second chance scholarship in the pursuit of 
higher education for youth previously committed to the 
division of youth services, and, in connection therewith, 
making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final 
Passage.

HB19-1320  by Representative(s) Kennedy and Lontine; also Senator(s) 
Winter--Concerning requiring certain health care providers 
to be accountable to their communities.

Amendment No. 1, Health & Insurance Report, dated April 24, 2019, and 
placed in member's bill file; Report also printed in House Journal, April 
25, 2019.

Amendment No. 2, by Representative(s) Kennedy.

Amend the Health and Insurance Committee Report, dated April 24, 
2019, page 1, strike lines 25 and 26 and substitute:

"(6) (a) "REPORTING HOSPITAL" MEANS:
(I) A HOSPITAL LICENSED AS A GENERAL HOSPITAL PURSUANT TO 
PART 1 OF ARTICLE 3 OF THIS TITLE 25.5 AND EXEMPT FROM FEDERAL 
taxation pursuant to section 501 (c)(3) OF THE FEDERAL INTERNAL 
REVENUE CODE;
(II) A HOSPITAL ESTABLISHED PURSUANT TO SECTION 25-29-103;
OR
(III) A HOSPITAL ESTABLISHED PURSUANT TO SECTION 23-21-503. 
(b) NOTWITHSTANDING SUBSECTION (6)(a) OF THIS SECTION, 
"REPORTING HOSPITAL" DOES NOT INCLUDE A HOSPITAL THAT IS LICENSED 
AS A GENERAL HOSPITAL WITH THE DEPARTMENT OF PUBLIC HEALTH AND 
ENVIRONMENT AND THAT IS:
(I) FEDERALLY CERTIFIED OR UNDERGOING FEDERAL 
certification as a long-term care hospital pursuant to 42 CFR 
412.23 (e); OR
(II) FEDERALLY CERTIFIED OR UNDERGOING FEDERAL
CERTIFICATION AS A CRITICAL ACCESS HOSPITAL PURSUANT TO 42 CFR
485 SUBPART F."

Page 2, strike lines 1 through 13.

Amendment No. 3, by Representative(s) Kennedy.

Amend the Health and Insurance Committee Report, dated April 24,
2019, page 1, strike lines 13 through 15.

Renumber succeeding subsections accordingly.

Page 3, lines 30 and 31, strike "COMMUNITY BENEFIT ACTIVITIES REPORT."
and substitute "REPORT ON CERTAIN COMMUNITY BENEFITS, COSTS, AND
SHORTFALLS.".

Page 4, line 27, strike "COMMUNITY BENEFIT ACTIVITIES".

Page 4, strike lines 35 through 37 and substitute:

"(b) A GENERAL HOSPITAL THAT IS LICENSED AS A GENERAL
HOSPITAL PURSUANT TO PART 1 OF ARTICLE 3 OF THIS TITLE 25.5 AND THAT
IS NOT A REPORTING HOSPITAL MAY SUBMIT A REPORT ON CERTAIN
COMMUNITY BENEFITS, COSTS, AND SHORTFALLS THAT IS CONSISTENT
WITH THIS SECTION.".

Page 5, lines 1 and 2, strike "COMMUNITY BENEFIT ACTIVITIES".

As amended, ordered engrossed and placed on the Calendar for Third
Reading and Final Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Saine moved to amend the Report of the Committee of
the Whole to reverse the action taken by the Committee in not adopting
the following Saine amendment, to SB 19-196, to show that said
amendment passed, and that SB 19-196, as amended, passed.

Amend reengrossed bill, page 9, after line 22 insert:

"(2.5) THIS PART 2 DOES NOT APPLY IF THE CONTRACTING AGENCY
OF GOVERNMENT ENTERS INTO A CONTRACT FOR A PUBLIC PROJECT WITH
A CONTRACTOR THAT EMPLOYS FIFTY OR FEWER EMPLOYEES. THIS PART
2 ALSO DOES NOT APPLY TO ANY SUBCONTRACTOR HIRED BY A
CONTRACTOR FOR A PUBLIC PROJECT IF THE SUBCONTRACTOR EMPLOYS
FIFTY OR FEWER EMPLOYEES.".

The amendment was declared lost by the following roll call vote:

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<tr>
<th></th>
<th>YES</th>
<th>28</th>
<th>NO</th>
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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to SB 19-196, to show that said amendment passed, and that SB 19-196, as amended, passed.

Amend reengrossed bill, page 7, strike lines 5 through 27.

Strike pages 6 through 20.

Page 21, strike lines 1 through 7.

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to SB 19-196, to show that said amendment passed, and that SB 19-196, as amended, passed.

Amend reengrossed bill, page 21, after line 7 insert:

"24-92-211. Provisions do not apply in recession. If the Chief Economist of the Legislative Council Staff determines that the State is in a recession, the provisions of this part 2 shall not apply to contracts for public projects."

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-192, to show that said amendment passed, and that SB 19-192, as amended, passed.

Amend reengrossed bill, page 8, line 10, strike "WITHOUT REGARD TO" and substitute "PER".

Page 8, line 24, strike "SUSTAINABILITY" and substitute "PROFITABILITY".

Page 9, line 2, strike "NONPROFIT AND".

Page 9, line 10, strike "SUSTAINABILITY" and substitute "PROFITABILITY".

The amendment was declared lost by the following roll call vote:

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Representative Saine moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Saine amendment, to SB 19-192, to show that said amendment passed, and that SB 19-192, as amended, passed.

Amend reengrossed bill, page 6, line 17, strike "COUNTIES OF" and substitute "COUNTIES THAT HAVE OPTED INTO PARTICIPATION IN THE ENTERPRISE BY AFFIRMATIVE VOTE OF THE APPLICABLE GOVERNING BODY:"

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE

After consideration on the merits, the Committee recommends the following:

HB19-1333 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 14, line 17, strike "MARCH 1," and substitute "JANUARY 1,"

Page 19, strike lines 22 through 27.

Page 20, strike line 1 and substitute:

"39-28.6-110. Taxation by cities and towns. This article 28.6 does not prevent a statutory or home rule municipality, county, or city and county from imposing, levying, and collecting any special sales tax upon sales of cigarettes, tobacco products, or nicotine products, as that term is defined in section 18-13-121 (5), or upon the occupation or privilege of selling cigarettes, tobacco products, or nicotine products. This article 28.6 does not affect any existing authority of local governments to impose a special sales tax on cigarettes, tobacco products, or nicotine products, in accordance with section 39-28-112, to be used for local and governmental purposes.".
Page 20, lines 2 and 3, strike "MARCH 1," and substitute "JANUARY 1,"

Page 22, line 24, strike "FIVE" and substitute "SIX".

Page 22, line 25, after "WHO" insert "RESIDES WITHIN THE STATE AND"

Page 22, lines 26 and 27, strike "STATE OR ANY THREE OR FOUR YEAR OLD" and substitute "STATE, OR A PERSON WHO IS AT LEAST THREE YEARS OLD BUT LESS THAN SIX YEARS OLD AND"

Page 23, line 8, after "ANY" insert "EVIDENCE-BASED"

Page 23, line 19, after "ARTS," insert "SPORTS, PHYSICAL EDUCATION,".

Page 23, strike line 26 and substitute "NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM, AS DEFINED IN SECTION 22-33-104.5;"

Page 24, strike lines 23 through 27.

Page 25, strike lines 1 through 12 and substitute:


Page 25, line 18, after "ORGANIZATIONS," insert "ENTITIES,"

Page 25, line 20, after the period add "NO PERSON WHO HAS AN OWNERSHIP INTEREST OR OTHER FINANCIAL INTEREST IN A PROVIDER OF AN OUT-OF-SCHOOL LEARNING EXPERIENCE IN THE PROGRAM MAY SERVE ON THE BOARD.".

Page 25, line 22, strike "SHALL:" and substitute "SHALL, BY RULE:".

Page 25, line 26, after "ORGANIZATION" insert "MUST"

Page 26, line 10, strike "EXPENSES;" and substitute "EXPENSES, WHICH
AMOUNT MAXIMIZES THE FUNDING AVAILABLE TO BE USED TO PAY FOR
OUT-OF-SCHOOL LEARNING EXPERIENCES;".

Page 26, line 12, after "PROVIDERS" insert "OR EMPLOYEES OF
PROVIDERS".

Page 26, line 13, strike "STUDENTS;" and substitute "ELIGIBLE STUDENTS,
WHICH STANDARDS ARE BASED ON THOSE SET FORTH IN SECTION
22-32-109.8;".

Page 26, line 18, strike "AND".

Page 26, line 22, strike "PROGRAM." and substitute "PROGRAM, AS
DEFINED IN SECTION 22-33-104.5;
(j) DEFINE THE TERM "EVIDENCE-BASED" FOR THE PURPOSE OF
MEETING THE DEFINITION OF "OUT-OF-SCHOOL LEARNING EXPERIENCE";
AND
(k) ESTABLISH GUIDELINES FOR THE AMOUNT THAT MAY BE
ALLOCATED TO TRANSPORTATION TO AN OUT-OF-SCHOOL LEARNING
EXPERIENCE.".

Page 27, lines 11 and 12, strike "ARE INSUFFICIENT FUNDS" and substitute
"IS INSUFFICIENT MONEY".

Page 27, strike lines 22 and 23.

Renumber succeeding subsection accordingly.

Page 28, line 1, after "EXPERIENCES," insert "PARTICIPATION AND OTHER".

Page 28, strike line 14 and substitute "2020, AND THE ADMINISTERING
NONPROFIT ORGANIZATION SHALL IMPLEMENT THE PROGRAM SO THAT
ELIGIBLE STUDENTS ARE PARTICIPATING IN OUT-OF-SCHOOL LEARNING
EXPERIENCES BY JANUARY 1, 2021. THE DUTIES OF THE ORGANIZATION"

Page 28, line 19, strike "APPROVED" and substitute "CERTIFIED".

Page 28, line 25, after "COMPENSATING" insert "CERTIFIED".

Page 29, strike line 5 and substitute "ADMINISTRATION AND ANY BOOKS
AND RECORDS.".

Page 29, line 6, strike "WITH" and substitute "TO".

Page 29, lines 9 and 10, strike "THE ELIGIBLE STUDENT" and substitute
"ALL ELIGIBLE STUDENTS IN THE AREA".

Page 29, strike lines 21 through 23 and substitute "IF A PERSON NO
LONGER QUALIFIES AS AN ELIGIBLE STUDENT AND THERE WAS AN AMOUNT
REMAINING THAT WAS SET ASIDE FOR THAT PERSON, THE ORGANIZATION
MAY USE THAT AMOUNT FOR ANY PURPOSE OF THE PROGRAM.".

Page 29, lines 25 and 26, strike "BOARD BY RULE OR OTHERWISE." and
substitute "BOARD.".
Page 31, line 8, after "FAMILY" insert "PARTICIPATION AND OTHER".

Page 31, line 9, after "OUTCOMES," insert "INCLUDING EDUCATIONAL AND SOCIAL-EMOTIONAL OUTCOMES,".

Page 31, after line 11 insert:

"(10) THE POWER AND DUTIES OF THE AGENCY, BOARD, AND ADMINISTERING NONPROFIT ORGANIZATION ARE LIMITED TO THOSE POWERS AND DUTIES SET FORTH IN THIS ARTICLE 86.5 FOR OUT-OF-SCHOOL LEARNING EXPERIENCES THAT OCCUR OUTSIDE OF THE SCHOOL DAY AND THAT ARE NOT PART OF THE NORMAL COURSE OF STUDY FOR STUDENTS IN KINDERGARTEN THROUGH TWELFTH GRADE ENROLLED IN PUBLIC OR PRIVATE SCHOOL OR A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM.".

Page 31, line 24, strike "REPORT" and substitute "INDEPENDENT EVALUATION".

Page 31, line 25, strike "22-86.5-106 (9)." and substitute "22-86.5-105 (9)."

Page 32, line 9, after "AN" insert "ANNUAL".

Page 32, line 15, strike "PRIVATE INFORMATION." and substitute "PERSONAL INFORMATION, AS DEFINED IN SECTION 24-73-103 (1)(g).".

Page 36, line 20, strike "(2)(c)" and substitute "(3)(c)"

Page 38, lines 19 and 20, strike "AND THE DEPARTMENT OF HUMAN SERVICES".

Page 39, line 18, strike "CARE" and substitute "EDUCATION".

Page 39, line 19, strike "AND EDUCATION".

Page 40, after line 18 insert:

"SECTION 17. In Colorado Revised Statutes, 39-26-623, amend as amended by House Bill 19-1240 (1)(a)(II)(A) as follows:

39-22-623. Disposition of collections - definition. (1) The proceeds of all money collected under this article 22, less the reserve retained for refunds, shall be credited as follows:

(a) (II) (A) Effective July 1, 1987, an amount equal to twenty-seven percent of the gross state cigarette tax shall be apportioned to incorporated cities and incorporated towns that levy taxes and adopt formal budgets and to counties. For the purposes of this section, a city and county is considered a city. The city or town share shall be apportioned according to the percentage of state sales tax revenues collected by the department of revenue in an incorporated city or town as compared to the total state sales tax collections that may be allocated to all political subdivisions in the state; the county share shall be the same as that which the percentage of state sales tax revenues collected in the unincorporated area of the county bears to total state sales tax revenues that may be allocated to all political subdivisions in the state. The department of revenue shall certify to the state treasurer, at least annually,
the percentage for allocation to each city, town, and county, and the
department shall apply the percentage for allocation certified shall be
applied by said department in all distributions to cities, towns, and
counties until changed by certification to the state treasurer. In order to
qualify for distributions of state income tax money, units of local
government are prohibited from imposing taxes on any person as a
condition for engaging in the business of selling cigarettes. For purposes
of this subsection (1)(a)(II), the "gross state cigarette tax" means the total
tax from ten mills on each cigarette before the discount provided for
in section 39-28-104 (1), plus an amount equal to the amount
deposited in the general fund for the state fiscal year under
section 24-22-118 (3)(c)(II). For any city, town, or county that was
previously disqualified from the apportionment set forth in this subsection
(1)(a)(II)(A) by reason of imposing a fee or license related to the sale of
cigarettes, the city, town, or county is eligible for any allocation of money
that is based on an apportionment made on or after the effective date of
this subsection (1)(a)(II)(A), as amended, but not for an allocation of
money that is based on an apportionment made before the effective date
of this subsection (1)(a)(II)(A), as amended.".

Renumber succeeding section accordingly.

SB19-150 be referred favorably to the Committee on Appropriations.

SB19-156 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 4, line 3, strike "system" and substitute
"system, DIRECT-CURRENT LIGHTING SYSTEM, ".

Page 11, line 17, strike "system" and substitute "system, DIRECT-CURRENT
LIGHTING SYSTEM, ".

SB19-175 be referred favorably to the Committee on Appropriations.

SB19-188 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 7, line 14, strike "GATHER
RECOMMENDATIONS" and substitute "COMMISSION A REPORT".

Page 9, line 14, strike "PAID" and substitute "THE PAID".

Page 9, lines 14 and 15, strike "RECOMMENDATIONS FROM EXPERTS
CONSULTED" and substitute "REPORT FROM EXPERTS COMMISSIONED".

Page 12, line 13, strike "OCTOBER" and substitute "SEPTEMBER".
Page 12, line 16, after the period add "THE TASK FORCE SHALL RECEIVE PUBLIC COMMENT FOR A MINIMUM OF THIRTY DAYS.".

Strike "COMMENTS" and substitute "COMMENT" on: Page 3, line 16; and Page 12, line 14.

SB19-193 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, strike line 14 and substitute "(6)(b) as follows:".

Page 2, strike line 16.

Page 3, strike lines 1 through 9 and substitute "termination - repeal of article. (6) (b) This article ARTICLE 36 is repealed, effective July 1, 2019".

Page 6, line 27, strike "(1)(b) and".

Page 7, strike lines 2 through 11 and substitute "- repeal of article. (5) This article 240 is repealed, effective July 1, 2019 SEPTEMBER".

SB19-198 be referred favorably to the Committee on Appropriations.

SB19-224 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 7, strike lines 5 though 8 and substitute:

"(5) "ACQUIRE", WHEN USED IN CONNECTION WITH THE ACQUISITION OF AN OWNER'S INTEREST OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, MEANS OBTAINING OWNERSHIP, CONTROL, POWER TO VOTE, OR SOLE POWER OF DISPOSITION OF THE OWNER'S INTEREST, DIRECTLY OR INDIRECTLY OR THROUGH ONE OR MORE TRANSACTIONS OR SUBSIDIARIES, THROUGH PURCHASE, ASSIGNMENT, TRANSFER, EXCHANGE, SUCCESSION, OR OTHER MEANS.

(6) "ACTING IN CONCERT" MEANS KNOWING PARTICIPATION IN A JOINT ACTIVITY OR INTERDEPENDENT CONSCIOUS PARALLEL ACTION TOWARD A COMMON GOAL, WHETHER OR NOT PURSUANT TO AN EXPRESS AGREEMENT.

(7) "ADVERTISING" MEANS THE ACT OF PROVIDING CONSIDERATION FOR THE PUBLICATION, DISSEMINATION, SOLICITATION, OR CIRCULATION OF VISUAL, ORAL, OR WRITTEN COMMUNICATION TO DIRECTLY INDUCE ANY PERSON TO PATRONIZE A PARTICULAR MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OR PURCHASE PARTICULAR REGULATED MARIJUANA. "ADVERTISING" DOES NOT INCLUDE PACKAGING AND LABELING, CONSUMER EDUCATION MATERIALS, OR BRANDING.
(8) "Affiliate", or person "affiliated with", has the same meaning as defined in the "Securities Act of 1933", 17 CFR 230.405, as amended.

(9) "Beneficial owner of", "beneficial ownership of", or "beneficially owns an" owner’s interest is determined in accordance with section 13(d) of the federal "Securities Exchange Act of 1934", as amended, and rule 13d-3 promulgated thereunder.

(10) "Branding" means promotion of a business’s brand through publicizing the medical marijuana business’s or retail marijuana business’s name, logo, or distinct design features of the brand.

(11) "Consumer education materials" means any informational materials that seek to educate consumers about regulated marijuana generally, including but not limited to education regarding the safe consumption of marijuana, regulated marijuana concentrate, regulated marijuana products, regulated marijuana concentrate, or regulated marijuana products, provided it is not distributed or made available to individuals under twenty-one years of age.".

Renumber succeeding subsections accordingly.

Page 7, line 13, strike "Securities," and substitute "owner's interests,"

Page 7, strike lines 15 through 26 and substitute:

"(13) "Controlling beneficial owner" is limited to a person that satisfies one or more of the following criteria:

(a) A natural person, an entity as defined in section 7-90-102 (20) that is organized under the laws of and for which its principal place of business is located in one of the states or territories of the United States or District of Columbia, a publicly traded corporation, or a qualified private fund that is not a qualified institutional investor:

(I) Acting alone or acting in concert, that owns or acquires beneficial ownership of ten percent or more of the owner’s interest of a medical marijuana business or retail marijuana business;

(II) That is an affiliate that controls a medical marijuana business or retail marijuana business and includes, without limitation, any manager; or

(III) That is otherwise in a position to control the medical marijuana business or retail marijuana business except as authorized in section 44-10-506 or 44-10-606; or

(b) A qualified institutional investor acting alone or acting in concert that owns or acquires beneficial ownership of more than thirty percent of the owner’s interest of a medical marijuana business or retail marijuana business.".

Page 9, strike lines 8 through 27 and substitute:

"Interest holder" means a person that is not an affiliate, a controlling beneficial owner, or a passive beneficial owner of a medical marijuana business or retail marijuana business and that:

1. "Consumer education materials" means any informational materials that seek to educate consumers about regulated marijuana generally, including but not limited to education regarding the safe consumption of marijuana, regulated marijuana concentrate, regulated marijuana products, regulated marijuana concentrate, or regulated marijuana products, provided it is not distributed or made available to individuals under twenty-one years of age.".

Renumber succeeding subsections accordingly.
(a) Holds a commercially reasonable royalty interest in exchange for a medical marijuana business's or retail marijuana business's use of the person's intellectual property;
(b) Holds a permitted economic interest that was issued prior to January 1, 2020, and that has not been converted into an owner's interest;
(c) Is a contract counterparty with a medical marijuana business or retail marijuana business, other than a customary employment agreement, that has a direct nexus to the cultivation, manufacture, or sale of regulated marijuana, including, but not limited to, a lease of real property on which the medical marijuana business or retail marijuana business operates, a lease of equipment used in the cultivation of regulated marijuana, a secured or unsecured financing agreement with the medical marijuana business or retail marijuana business, a security contract with the medical marijuana business or retail marijuana business, or a management agreement with the medical marijuana business or retail marijuana business, provided that no such contract compensates the contract counterparty with a percentage of revenue for profits of the medical marijuana business or retail marijuana business; or
(d) Is identified by rule by the state licensing authority as an indirect financial interest holder.

Page 10, strike lines 1 through 4.
Page 10, line 27, strike "license" and substitute "license, permit, ".
Page 12, after line 8 insert:
"(30) "Manager" has the same meaning as in section 7-90-102 (35.7)."
Renumber succeeding subsections accordingly.
Page 12, after line 11 insert:
"(32) "Marijuana consumer waste" means any component left after the consumption of a regulated marijuana product, including but not limited to containers, packages, cartridges, pods, cups, batteries, all-in-one disposable devices, and any other waste component left after the regulated marijuana is consumed as defined by rules promulgated by the state licensing authority.".
Renumber succeeding subsections accordingly.
Page 13, line 10, after the period insert "A medical marijuana business operator is not, by virtue of its status as a medical marijuana business operator, a controlling beneficial owner or a passive beneficial owner of any medical marijuana business it operates."
Page 14, strike line 27 and substitute:
"(45) "Owner's interest" has the same meaning as in section 7-90-102 (44) and is synonymous with the term "security"
UNLESS THE CONTEXT OTHERWISE REQUIRES.

(46) "PASSIVE BENEFICIAL OWNER" MEANS ANY PERSON ACQUIRING ANY OWNER'S INTEREST IN A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS THAT IS NOT OTHERWISE A CONTROLLING BENEFICIAL OWNER OR IN CONTROL.".

Page 15, strike lines 1 through 6.

Renumber succeeding sections accordingly.

Page 15, strike lines 16 through 18 and substitute "(48) PERSON" HAS THE SAME MEANING AS DEFINED IN SECTION 7-90-102 (49)."

Page 15, strike lines 23 through 27 and substitute::

"(50) "PUBLICLY TRADED CORPORATION" MEANS ANY PERSON OTHER THAN AN INDIVIDUAL THAT IS ORGANIZED UNDER THE LAWS OF AND FOR WHICH ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED IN ONE OF THE STATES OR TERRITORIES OF THE UNITED STATES OR DISTRICT OF COLUMBIA OR ANOTHER COUNTRY THAT AUTHORIZES THE SALE OF MARIJUANA AND THAT:

(a) HAS A CLASS OF SECURITIES REGISTERED PURSUANT TO SECTION 12 OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, THAT:

(I) CONSTITUTES "COVERED SECURITIES" PURSUANT TO SECTION 18 (b)(1)(A) OF THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED; OR

(II) IS QUALIFIED AND QUOTED ON THE OTCQX OR OTCQB TIER OF THE OTC MARKETS IF:

(A) THE PERSON IS THEN REQUIRED TO FILE REPORTS AND IS FILING REPORTS ON A CURRENT BASIS WITH THE FEDERAL SECURITIES AND EXCHANGE COMMISSION PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, THAT:

(I) CONSTITUTES "COVERED SECURITIES" AS DESCRIBED IN SUBSECTION (46)(a)(I) OF THIS SECTION; AND

(B) THE PERSON HAS ESTABLISHED AND IS IN COMPLIANCE WITH CORPORATE GOVERNANCE MEASURES PURSUANT TO CORPORATE GOVERNANCE OBLIGATIONS IMPOSED ON SECURITIES QUALIFIED AND QUOTED ON THE OTCQX TIER OF THE OTC MARKETS.

(b) IS AN ENTITY THAT HAS A CLASS OF SECURITIES LISTED ON THE CANADIAN SECURITIES EXCHANGE, TORONTO STOCK EXCHANGE, TSX VENTURE EXCHANGE, OR OTHER EQUITY SECURITIES EXCHANGE RECOGNIZED BY THE STATE LICENSING AUTHORITY, IF:

(I) THE ENTITY CONSTITUTES A "FOREIGN PRIVATE ISSUER", AS DEFINED IN RULE 405 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, WHOSE SECURITIES ARE EXEMPT FROM REGISTRATION PURSUANT TO SECTION 12 OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, PURSUANT TO RULE 12g3-2 (b) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED; AND

(II) THE ENTITY HAS BEEN, FOR THE PRECEDING THREE HUNDRED SIXTY-FIVE DAYS OR SINCE THE FORMATION OF THE ENTITY, IN COMPLIANCE WITH ALL GOVERNANCE AND REPORTING OBLIGATIONS IMPOSED BY THE RELEVANT EXCHANGE ON SUCH ENTITY; OR

(c) IS REASONABLY IDENTIFIED AS A PUBLICLY TRADED CORPORATION BY RULE;
(d) A "PUBLICLY TRADED CORPORATION" DESCRIBED IN SUBSECTION (46)(a), (46)(b), OR (46)(c) OF THIS SECTION DOES NOT INCLUDE:

(I) AN "INELIGIBLE ISSUER", AS DEFINED IN RULE 405 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, UNLESS SUCH PUBLICLY TRADED CORPORATION SATISFIES THE DEFINITION OF INELIGIBLE ISSUER SOLELY BECAUSE IT IS ONE OR MORE OF THE FOLLOWING, AND THE PERSON IS FILING REPORTS ON A CURRENT BASIS WITH THE FEDERAL SECURITIES AND EXCHANGE COMMISSION PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, AS IF THE SECURITIES CONSTITUTED "COVERED SECURITIES" AS DESCRIBED IN SUBSECTION (46)(a)(I) OF THIS SECTION, AND PRIOR TO BECOMING A PUBLICLY TRADED CORPORATION, THE PERSON FOR AT LEAST TWO YEARS WAS LICENSED BY THE STATE LICENSING AUTHORITY AS A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS WITH A DEMONSTRATED HISTORY OF OPERATIONS IN THE STATE OF COLORADO, AND DURING SUCH TIME WAS NOT SUBJECT TO SUSPENSION OR REVOCATION OF THE LICENSE:

(A) A "BLANK CHECK COMPANY", AS DEFINED IN RULE 419 (a)(2) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED;

(B) AN ISSUER IN AN OFFERING OF "PENNY STOCK", AS DEFINED IN RULE 3a51-1 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934"; OR

(C) A "SHELL COMPANY", AS DEFINED IN RULE 405 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED; AND

(II) A PERSON DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED.

(51) "QUALIFIED INSTITUTIONAL INVESTOR" MEANS:

(a) A BANK AS DEFINED IN SECTION 3 (a)(6) OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, IF THE BANK IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(b) A BANK HOLDING COMPANY AS DEFINED IN THE FEDERAL "BANK HOLDING COMPANY ACT OF 1956", AS AMENDED, IF THE BANK HOLDING COMPANY IS REGISTERED AND CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(c) AN INSURANCE COMPANY AS DEFINED IN SECTION 2 (a)(17) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, IF THE INSURANCE COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(d) AN INVESTMENT COMPANY REGISTERED UNDER SECTION 8 OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, AND SUBJECT TO 15 U.S.C. SEC. 80a-1 TO 80a-64, IF THE INVESTMENT COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED THEREUNDER;

(e) AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SUBJECT TO THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", EXCLUDING AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SPONSORED
BY A LICENSEE OR AN INTERMEDIARY HOLDING COMPANY LICENSEE THAT
DIRECTLY OR INDIRECTLY OWNS TEN PERCENT OR MORE OF A LICENSEE;
(f) A STATE OR FEDERAL GOVERNMENT PENSION PLAN;
(g) A GROUP COMPRISED ENTIRELY OF PERSONS SPECIFIED IN
SUBSECTIONS (47)(a) TO (47)(f) OF THIS SECTION; OR
(h) ANY OTHER ENTITY IDENTIFIED BY RULE BY THE STATE
LICENSING AUTHORITY.

(52) "QUALIFIED PRIVATE FUND" MEANS AN ISSUER THAT WOULD
BE AN INVESTMENT COMPANY, AS DEFINED IN SECTION (3) OF THE
FEDERAL "INVESTMENT COMPANY ACT OF 1940", BUT FOR THE
EXCLUSIONS PROVIDED UNDER SECTIONS 3(c)(1) OR 3(c)(7) OF THAT ACT,
AND THAT:
(a) IS ADVISED OR MANAGED BY AN INVESTMENT ADVISER AS
DEFINED AND REGISTERED UNDER SECTIONS 80b-1-21, TITLE 15 OF THE
FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AND FOR WHICH THE
REGISTERED INVESTMENT ADVISER IS CURRENT IN ALL APPLICABLE
REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND
RULES PROMULGATED THEREUNDER; AND
(b) SATISFIES ONE OR MORE OF THE FOLLOWING:
(I) IS ORGANIZED UNDER THE LAW OF A STATE OR THE UNITED
STATES;
(II) IS ORGANIZED, OPERATED, OR SPONSORED BY A U.S. PERSON,
AS DEFINED UNDER SUBSECTION 17 CFR 230.902(k), AS AMENDED; OR
(III) SELLS SECURITIES TO A U.S. PERSON, AS DEFINED UNDER
SUBSECTION 17 CFR 230.902(k), AS AMENDED.
(53) "REASONABLE CAUSE" MEANS JUST OR LEGITIMATE GROUNDS
BASED IN LAW AND IN FACT TO BELIEVE THAT THE PARTICULAR
REQUESTED ACTION FURTHERS THE PURPOSES OF THIS ARTICLE 10 OR
PROTECTS PUBLIC SAFETY."

Page 16, strike lines 1 through 20.
Renumber succeeding subsections accordingly.

Page 19, after line 4 insert:
"(68) "SECURITY" HAS THE SAME MEANING AS IN SECTION (2)(l)
OF THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED.".

Renumber succeeding subsection accordingly.

Page 30, line 20, after "registration" insert "OR PERMIT".

Page 42, line 1, after "vehicles;" insert "REQUIREMENTS FOR
DELIVERIES;".

Page 43, strike lines 9 through 12 and substitute "managers, contractors,
employees, and other support staff of entities licensed pursuant to this
article 12, AND ANY PERSON OPERATING, WORKING IN, OR HAVING
UNESCORTED ACCESS TO THE LIMITED ACCESS AREAS OF THE LICENSED
PREMISES OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA
BUSINESS including a fingerprint-based criminal history record check as
may be required by the state licensing authority prior to issuing a card;".

Page 44, line 27, strike "AND".
Page 45, strike lines 1 through 10 and substitute:

"(bb) Conditions under which a licensee is authorized to collect marijuana consumer waste and transfer it to a person for the purposes of reuse or recycling in accordance with all requirements established by the Department of Public Health and Environment pertaining to waste disposal and recycling. The conditions must include:

(I) that the person receiving marijuana consumer waste from a licensee is, to the extent required by law, registered with the Department of Public Health and Environment;

(II) record-keeping requirements;

(III) security measures related to the collection and transfer of marijuana consumer waste;

(IV) health and safety requirements, including requirements for the handling of marijuana consumer waste; and

(V) processes associated with handling marijuana consumer waste, including destruction of any remaining regulated marijuana in the marijuana consumer waste.

(cc) Requirements for a transition permit for medical marijuana cultivation facilities or retail marijuana cultivation facilities issued pursuant to Section 44-10-311 (13)(c), including but not limited to permit application requirements and restrictions of a transition permit.

(dd) Requirements for medical marijuana and medical marijuana-infused products delivery as described in Section 44-10-501 (11) and Section 44-10-505 (5) and retail marijuana and retail marijuana products delivery as described in Section 44-10-601 (13) and Section 44-10-605 (5), including:

(A) qualifications and eligibility requirements for licensed medical marijuana stores and medical marijuana transporters applying for a medical marijuana delivery permit;

(B) training requirements for personnel of medical marijuana stores, retail marijuana stores, medical marijuana transporters, and retail marijuana transporters that hold a medical marijuana or retail marijuana delivery permit who will deliver medical marijuana or medical marijuana products or retail marijuana or retail marijuana products pursuant to this Article 10 and requirements that medical marijuana stores, retail marijuana stores, medical marijuana transporters, and retail marijuana transporters obtain a responsible vendor designation pursuant to Section 44-10-1201 prior to conducting a delivery;

(C) procedures for proof of medical marijuana registry and age identification and verification;

(D) security requirements;

(E) delivery vehicle requirements, including requirements for surveillance;

(F) record-keeping requirements;

(G) limits on the amount of medical marijuana and medical marijuana products and retail marijuana and retail marijuana products that may be carried in a delivery vehicle and delivered to a patient or parent or guardian, which cannot exceed limits placed on sales at licensed medical marijuana stores;
(H) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS PLACED ON SALES AT RETAIL MARIJUANA STORES;
(I) INVENTORY TRACKING SYSTEM REQUIREMENTS;
(J) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL MARIJUANA PRODUCTS DELIVERED TO A PATIENT OR PARENT OR GUARDIAN AND FOR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS DELIVERED TO AN INDIVIDUAL;
(K) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS ARTICLE 10 DO NOT DISCLOSE PERSONAL IDENTIFYING INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 10, TITLE 18, OR TITLE 25;
(L) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE MEDICAL MARIJUANA DELIVERY PERMIT AND THE RETAIL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST REFLECT THE EXPECTED COSTS OF ADMINISTERING THE MEDICAL MARIJUANA DELIVERY PERMIT AND THE RETAIL MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING AUTHORITY TO REFLECT THE PERMIT’S ACTUAL DIRECT AND INDIRECT COSTS.
(M) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS AND RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS;
(N) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS CANNOT BE PLACED INTO A DELIVERY VEHICLE UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND
(O) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE OF GIFT CARDS AND PREPAYMENT ACCOUNTS.
(ce)(I) (A) OWNERSHIP AND FINANCIAL DISCLOSURE PROCEDURES AND REQUIREMENTS PURSUANT TO THIS ARTICLE 10;
(B) RECORDS A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS IS REQUIRED TO MAINTAIN REGARDING ITS CONTROLLING BENEFICIAL OWNERS, PASSIVE BENEFICIAL OWNERS, AND INDIRECT FINANCIAL INTEREST HOLDERS THAT MAY BE SUBJECT TO DISCLOSURE AT RENEWAL OR AS PART OF ANY OTHER INVESTIGATION FOLLOWING INITIAL LICENSURE OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS;
(C) PROCEDURES AND REQUIREMENTS FOR FINDINGS OF SUITABILITY PURSUANT TO THIS ARTICLE 10, INCLUDING FEES NECESSARY TO COVER THE DIRECT AND INDIRECT COSTS OF ANY SUITABILITY INVESTIGATION;
(D) PROCEDURES AND REQUIREMENTS CONCERNING THE DIVESTITURE OF THE BENEFICIAL OWNERSHIP OF A PERSON FOUND UNSUITABLE BY THE STATE LICENSING AUTHORITY;
(E) PROCEDURES, PROCESSES, AND REQUIREMENTS FOR TRANSFERS OF OWNERSHIP INVOLVING A PUBLICLY TRADED
CORPORATION, INCLUDING BUT NOT LIMITED TO MERGERS WITH A
PUBLICLY TRADED CORPORATION, INVESTMENT BY A PUBLICLY TRADED
CORPORATION, AND PUBLIC OFFERINGS;

(F) DESIGNATION OF PERSONS THAT BY VIRTUE OF COMMON
CONTROL CONSTITUTE CONTROLLING BENEFICIAL OWNERS;

(G) MODIFICATION OF THE PERCENTAGE OF OWNER'S INTERESTS
THAT MAY BE HELD BY A CONTROLLING BENEFICIAL OWNER AND PASSIVE
BENEFICIAL OWNER;

(H) DESIGNATION OF PERSONS THAT QUALIFY FOR AN EXEMPTION
FROM AN OTHERWISE REQUIRED FINDING OF SUITABILITY; AND

(I) DESIGNATION OF INDIRECT FINANCIAL INTEREST HOLDERS AND
QUALIFIED INSTITUTIONAL INVESTORS.

(II) RULES PROMULGATED PURSUANT TO THIS SUBSECTION (2)(ee)
MUST NOT BE ANY MORE RESTRICTIVE THAN THE REQUIREMENTS
EXPRESSLY ESTABLISHED UNDER THIS ARTICLE 10."

Page 51, after line 10 insert:

"(7) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND,
REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE
ISSUED PURSUANT TO THIS ARTICLE 10 IF THE STATE LICENSING
AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING
BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL
INTEREST HOLDER FAILED TO TIMELY FILE ANY REPORT, DISCLOSURE,
REGISTRATION STATEMENT, OR OTHER SUBMISSION REQUIRED BY ANY
STATE OR FEDERAL REGULATORY AUTHORITY THAT IS RELATED TO THE
CONDUCT OF THEIR BUSINESS.

(8) THE STATE LICENSING AUTHORITY SHALL TREAT A
METERED-DOSE INHALER THE SAME AS A VAPORIZED DELIVERY DEVICE
FOR PURPOSES OF REGULATION AND TESTING.".

Page 51, line 24, strike "10" and substitute "10, FOR INVESTIGATION OR
ENFORCEMENT OF ANY INTERNATIONAL, FEDERAL, STATE, OR LOCAL
SECURITIES LAW OR REGULATIONS,".

Page 53, line 18, strike "AND".

Page 53, line 19, strike "license. and" and substitute "license; and".

Page 53, after line 20 insert:

"(i) A MEDICAL MARIJUANA DELIVERY PERMIT.".

Page 60, line 14, strike "the names and" and substitute "the names and".

Page 60, strike line 15 and substitute "addresses of the officers, directors,
or".

Page 60, line 16, strike "managers," and substitute "managers,
DISCLOSURES REQUIRED BY SECTION 44-10-309,"

Page 62, after line 7 insert:

"(4) PRIOR TO ACCEPTING AN APPLICATION FOR A LICENSE,
REGISTRATION, OR PERMIT, THE STATE LICENSING AUTHORITY SHALL
INFORM THE APPLICANT THAT HAVING A MEDICAL MARIJUANA OR RETAIL
MARIJUANA LICENSE AND WORKING IN THE MEDICAL MARIJUANA OR RETAIL MARIJUANA INDUSTRY MAY HAVE ADVERSE FEDERAL IMMIGRATION CONSEQUENCES."

Page 62, line 13, strike "(13)(c)" and substitute "(19)(c)".

Page 62, line 16, strike "(13)(a) OR (13)(b)." and substitute "(19)(a) OR (19)(b)."

Page 63, line 5, strike "OR PASSIVE BENEFICIAL OWNERS".

Page 63, line 7, strike "OR PASSIVE BENEFICIAL OWNER".

Page 63, strike lines 10 through 13 and substitute:
"(e) A person employing, assisted by, or financed in whole or in part by any other person whose criminal history indicates he or she is not of good character and reputation satisfactory to the respective licensing authority;"

Page 65, line 2, strike "or" and substitute "or".

Page 65, strike line 3 and substitute:
"(n) (l) A publicly traded company ENTITY THAT DOES NOT CONSTITUTE A PUBLICLY TRADED CORPORATION AS DEFINED IN THIS ARTICLE 10;

(m) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS ORGANIZED OR FORMED UNDER THE LAWS OF A COUNTRY DETERMINED BY THE UNITED STATES SECRETARY OF STATE TO HAVE REPEATEDLY PROVIDED SUPPORT FOR ACTS OF INTERNATIONAL TERRORISM OR IS INCLUDED AMONG THE LIST OF "COVERED COUNTRIES" IN SECTION 1502 OF THE FEDERAL "DODD-FRANK WALL STREET REFORM AND CONSUMER PROTECTION ACT", PUB.L. 111-203;

(n) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS AN "INELIGIBLE ISSUER" PURSUANT TO SECTION 44-10-103 (46) (d)(1);

(o) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1);

(p) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION THAT IS OR HAS A PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1);

(q) A PERSON THAT IS A PUBLICLY TRADED CORPORATION THAT IS OR HAS A NONOBJECTING PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1); OR

(r) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS PROHIBITED FROM ENGAGING IN TRANSACTIONS PURSUANT TO THIS ARTICLE 10 DUE TO ITS DESIGNATION ON THE "SPECIALLY
DESIGNATED NATIONALS AND BLOCKED PERSONS" LIST MAINTAINED BY THE FEDERAL OFFICE OF FOREIGN ASSETS CONTROL.".

Page 67, line 11, strike "interests;" and substitute "interests AND PUBLICLY TRADED CORPORATIONS;".

Page 67, line 17, strike "in states" and substitute "in states FROM" and strike "and" and substitute "and".

Page 67, after line 17 insert:

"(IV.5) UNDER CERTAIN CIRCUMSTANCES, PERMITTING PUBLICLY TRADED CORPORATIONS TO HOLD AN INTEREST IN MEDICAL MARIJUANA BUSINESSES WILL BENEFIT COLORADO'S MEDICAL MARIJUANA MARKET;".

Page 67, after line 20 insert:

"(VI) PUBLICLY TRADED CORPORATIONS OFFERING SECURITIES FOR INVESTMENT IN MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES MUST TELL THE PUBLIC THE TRUTH ABOUT THEIR BUSINESS, THE SECURITIES THEY ARE SELLING, AND THE RISKS INVOLVED WITH INVESTING IN MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES, AND PERSONS THAT SELL AND TRADE SECURITIES RELATED TO MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES ARE PROHIBITED FROM ENGAGING IN DECEIT, MISREPRESENTATIONS, AND OTHER FRAUD IN THE SALE OF THE SECURITIES; AND

(VII) RECOGNIZING THAT PARTICIPATION BY PUBLICLY TRADED CORPORATIONS IN COLORADO'S MEDICAL MARIJUANA INDUSTRY AND RETAIL MARIJUANA INDUSTRY CREATES AN INCREASED NEED TO ASSESS BARRIERS OF ENTRY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, WITH SUCH EFFORTS BEING MADE TO IDENTIFY SOLUTIONS TO ARRIVE AT A GREATER BALANCE AND FOR FURTHER EQUITY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, AND IN A MANNER THAT IS CONSISTENT WITH THE PUBLIC SAFETY AND ENFORCEMENT GOALS AS STATED HEREIN, IT IS THEREFORE OF SUBSTANTIVE IMPORTANCE TO ADDRESS THE LACK OF MINORITY- AND WOMAN-OWNED BUSINESSES' INCLUSION IN COLORADO'S MEDICAL MARIJUANA INDUSTRY AND RETAIL MARIJUANA INDUSTRY, SOCIAL JUSTICE ISSUES ASSOCIATED WITH MARIJUANA PROHIBITION, SUITABILITY ISSUES RELATING TO PAST CONVICTIONS FOR POTENTIAL LICENSEES, LICENSING FEES, AND ECONOMIC CHALLENGES THAT ARISE WITH THE APPLICATION PROCESSES;".

Page 67, line 23, strike "states." and substitute "states AND FROM CERTAIN PUBLICLY TRADED CORPORATIONS PURSUANT TO THIS ARTICLE 10.".

Page 67, strike lines 24 through 27 and substitute:

"(2) A direct beneficial interest owner who is a natural person must either:

(a) Have been a resident of Colorado for at least one year prior to the date of the application; or

(b) Be a United States citizen prior to the date of the application.

(3) (a) A medical marijuana business may be comprised of an unlimited number of direct beneficial interest owners that have been residents of Colorado for at least one year prior to the date of the application.
(a) On and after January 1, 2017, a medical marijuana business that is composed of one or more direct beneficial interest owners who have not been Colorado residents for at least one year prior to application shall have at least one officer who has been a Colorado resident for at least one year prior to application, and all officers must be Colorado residents. For at least one year prior to application, a medical marijuana business under this subsection (3)(b) is limited to no more than fifteen direct beneficial interest owners, including all parent and subsidiary entities, all of whom are natural persons.

(b) Notwithstanding the requirements of subsection (3)(b) of this section, the state licensing authority may review the limitation on the number of direct beneficial interest owners and may increase the number of allowable interests above fifteen based on reasonable considerations such as developments in state and federal financial regulations, market conditions, and the licensee’s ability to access legitimate sources of capital. A person, other than an individual, that is a medical marijuana business or retail marijuana business or a controlling beneficial owner shall appoint and continuously maintain a registered agent that satisfies the requirements of section 7-90-701. The medical marijuana business or retail marijuana business shall inform the state licensing authority of a change in the registered agent within ten days after the change.

(d) A direct beneficial interest owner that is a closely held business entity must consist entirely of natural persons who are United States citizens prior to the date of the application, including all parent and subsidiary entities.

(4) A medical marijuana business may include qualified institutional investors that own thirty percent or less of the medical marijuana business.

(5) (a) A person who intends to apply as a direct beneficial interest owner and is not a Colorado resident for at least one year prior to the date of application shall first submit a request to the state licensing authority for a finding of suitability as a direct beneficial interest owner. The person shall receive a finding of suitability prior to submitting an application to the state licensing authority to be a direct beneficial interest owner. Failure to receive a finding of suitability prior to application is grounds for denial by the state licensing authority.

(b) The state licensing authority shall perform a limited initial background check on qualified limited passive investors. If the initial background check provides reasonable cause for additional investigation, the state licensing authority may require a full background check.

Strike pages 68 through 70.

Page 71, strike lines 1 through 8.

Page 71, strike lines 12 through 27.

Page 72, strike line 1.

Page 72, after line 23 insert:

"44-10-309. Business owner and financial interest disclosure requirements. (1) Applicants for the issuance of a state license..."
SHALL DISCLOSE TO THE STATE LICENSING AUTHORITY THE FOLLOWING:
(a) A COMPLETE AND ACCURATE ORGANIZATIONAL CHART OF THE
MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS
REFLECTING THE IDENTITY AND OWNERSHIP PERCENTAGES OF ITS
CONTROLLING BENEFICIAL OWNERS;
(b) THE FOLLOWING INFORMATION REGARDING ALL CONTROLLING
BENEFICIAL OWNERS OF THE MEDICAL MARIJUANA BUSINESS OR RETAIL
MARIJUANA BUSINESS:
(I) IF THE CONTROLLING BENEFICIAL OWNER IS A PUBLICLY
TRADED CORPORATION, THE APPLICANT SHALL DISCLOSE THE
CONTROLLING BENEFICIAL OWNERS’ MANAGERS AND ANY BENEFICIAL
OWNERS THAT DIRECTLY OR INDIRECTLY BENEFICIALLY OWN TEN
PERCENT OR MORE OF THE OWNER’S INTEREST IN THE CONTROLLING
BENEFICIAL OWNER;
(II) IF THE CONTROLLING BENEFICIAL OWNER IS NOT A PUBLICLY
TRADED CORPORATION AND IS NOT A QUALIFIED PRIVATE FUND, THE
APPLICANT SHALL DISCLOSE THE CONTROLLING BENEFICIAL OWNER’S
MANAGERS AND ANY BENEFICIAL OWNERS THAT DIRECTLY OR
INDIRECTLY BENEFICIALLY OWN TEN PERCENT OR MORE OF THE OWNER’S
INTEREST IN THE CONTROLLING BENEFICIAL OWNER;
(III) IF THE CONTROLLING BENEFICIAL OWNER IS A QUALIFIED
PRIVATE FUND, THE APPLICANT SHALL DISCLOSE A COMPLETE AND
ACCURATE ORGANIZATIONAL CHART OF THE QUALIFIED PRIVATE FUND
REFLECTING THE IDENTITY AND OWNERSHIP PERCENTAGES OF THE
QUALIFIED PRIVATE FUND’S MANAGERS, INVESTMENT ADVISERS,
INVESTMENT ADVISER REPRESENTATIVES, ANY TRUSTEE OR EQUIVALENT,
AND ANY OTHER PERSON THAT CONTROLS THE INVESTMENT IN, OR
MANAGEMENT OR OPERATIONS OF, THE MEDICAL MARIJUANA BUSINESS OR
RETAIL MARIJUANA BUSINESS;
(IV) IF THE CONTROLLING BENEFICIAL OWNER IS A NATURAL
PERSON, THE APPLICANT SHALL DISCLOSE THE NATURAL PERSON’S
IDENTIFYING INFORMATION;
(c) A PERSON THAT IS BOTH A PASSIVE BENEFICIAL OWNER AND AN
INDIRECT FINANCIAL INTEREST HOLDER IN THE MEDICAL MARIJUANA
BUSINESS OR RETAIL MARIJUANA BUSINESS; AND
(d) ANY INDIRECT FINANCIAL INTEREST HOLDER THAT HOLDS TWO
OR MORE INDIRECT FINANCIAL INTERESTS IN THE MEDICAL MARIJUANA
BUSINESS OR RETAIL MARIJUANA BUSINESS OR THAT IS CONTRIBUTING
OVER FIFTY PERCENT OF THE OPERATING CAPITAL OF THE MEDICAL
MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS.
(2) THE STATE LICENSING AUTHORITY MAY REQUEST THAT THE
MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS
DISCLOSE THE FOLLOWING:
(a) EACH BENEFICIAL OWNER AND AFFILIATE OF AN APPLICANT,
MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, OR
CONTROLLING BENEFICIAL OWNER THAT IS NOT A PUBLICLY TRADED
CORPORATION OR A QUALIFIED PRIVATE FUND; AND
(b) EACH AFFILIATE OF A CONTROLLING BENEFICIAL OWNER THAT
IS A QUALIFIED PRIVATE FUND.
(3) FOR REASONABLE CAUSE, THE STATE LICENSING AUTHORITY
MAY REQUIRE DISCLOSURE OF:
(a) A COMPLETE AND ACCURATE LIST OF EACH NONOBJECTING
BENEFICIAL INTEREST OWNER OF AN APPLICANT, MEDICAL MARIJUANA
BUSINESS OR RETAIL MARIJUANA BUSINESS, OR CONTROLLING BENEFICIAL
OWNER THAT IS A PUBLICLY TRADED CORPORATION;
(b) Passive beneficial owners of the medical marijuana business or retail marijuana business, and for any passive beneficial owner that is not a natural person, the members of the board of directors, general partners, managing members, or managers and ten percent or more owners of the passive beneficial owner;
(c) A list of each beneficial owner in a qualified private fund that is a controlling beneficial owner;
(d) All indirect financial interest holders of the medical marijuana business or retail marijuana business, and for any indirect financial interest holder that is not a natural person and ten percent or more beneficial owners of the indirect financial interest holder.

(4) An applicant or medical marijuana business or retail marijuana business that is not a publicly traded corporation shall affirm under penalty of perjury that it exercised reasonable care to confirm that its passive beneficial owners, indirect financial interest holders, and qualified institutional investors are not persons prohibited pursuant to section 44-10-307, or otherwise restricted from holding an interest under this article 10. An applicant's or medical marijuana business's or retail marijuana business's failure to exercise reasonable care is a basis for denial, fine, suspension, revocation, or other sanction by the state licensing authority.

(5) An applicant or medical marijuana business or retail marijuana business that is a publicly traded corporation shall affirm under penalty of perjury that it exercised reasonable care to confirm that its nonobjecting passive beneficial owners, indirect financial interest holders, and qualified institutional investors are not persons prohibited pursuant to section 44-10-307, or otherwise restricted from holding an interest under this article 10. An applicant's or medical marijuana business's or retail marijuana business's failure to exercise reasonable care is a basis for denial, fine, suspension, revocation, or other sanction by the state licensing authority.

(6) This section does not restrict the state licensing authority's ability to reasonably request information or records at renewal or as part of any other investigation following initial licensure of a medical marijuana business or retail marijuana business.

(7) The securities commissioner may, by rule or order, require additional disclosures if such information is full and fair with respect to the investment or in the interest of investor protection.

44-10-310. Business owner and financial interest suitability requirements. (1) This section applies to all persons required to submit a finding of suitability.
(2) Any person intending to become a controlling beneficial owner of any medical marijuana business or retail marijuana business, except as otherwise provided in section 44-10-310(4), shall first submit a request to the state licensing authority for a finding of suitability or an exemption from an otherwise required finding of suitability.
(3) For reasonable cause, any other person that was disclosed or that should have been disclosed pursuant to
SECTION 44-10-309, INCLUDING BUT NOT LIMITED TO A PASSIVE
BENEFICIAL OWNER, SHALL SUBMIT A REQUEST FOR A FINDING OF
SUITABILITY.

(4) FAILURE TO PROVIDE ALL REQUESTED INFORMATION IN
CONNECTION WITH A REQUEST FOR A FINDING OF SUITABILITY IS GROUNDS
FOR DENIAL OF THAT FINDING OF SUITABILITY.

(5) FAILURE TO RECEIVE ALL REQUIRED FINDINGS OF SUITABILITY
IS GROUNDS FOR DENIAL OF AN APPLICATION OR FOR SUSPENSION,
REVOCATION, OR OTHER SANCTION AGAINST THE LICENSE BY THE STATE
LICENSING AUTHORITY. FOR INITIAL APPLICATIONS, THE FINDING OF
SUITABILITY SHALL BE REQUIRED PRIOR TO SUBMITTING THE APPLICATION
FOR LICENSURE.

(6) ANY PERSON REQUIRED TO OBTAIN A FINDING OF SUITABILITY
SHALL DO SO ON FORMS PROVIDED BY THE STATE LICENSING AUTHORITY
AND THE FORMS MUST CONTAIN SUCH INFORMATION AS THE STATE
LICENSING AUTHORITY MAY REQUIRE. EACH SUITABILITY APPLICATION
MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF THE PERSONS
PRESCRIBED BY THE STATE LICENSING AUTHORITY.

(7) A PERSON REQUESTING A FINDING OF SUITABILITY SHALL
PROVIDE THE STATE LICENSING AUTHORITY WITH A DEPOSIT TO COVER
THE DIRECT AND INDIRECT COSTS OF ANY INVESTIGATION NECESSARY TO
DETERMINE ANY REQUIRED FINDING OF SUITABILITY UNLESS OTHERWISE
ESTABLISHED BY RULE. THE STATE LICENSING AUTHORITY MAY MAKE
FURTHER RULES REGARDING THE DEPOSIT AND DIRECT AND INDIRECT
COSTS THAT MUST BE BILLED AGAINST THE DEPOSIT, UNLESS OTHERWISE
ESTABLISHED BY RULE.

(8) WHEN DETERMINING WHETHER A PERSON IS SUITABLE OR
UNSUITABLE FOR LICENSURE, THE STATE LICENSING AUTHORITY MAY
CONSIDER THE PERSON’S CRIMINAL CHARACTER OR RECORD, LICENSING
CHARACTER OR RECORD, OR FINANCIAL CHARACTER OR RECORD.

(9) A PERSON THAT WOULD OTHERWISE BE REQUIRED TO OBTAIN
A FINDING OF SUITABILITY MAY REQUEST AN EXEMPTION FROM THE STATE
LICENSING AUTHORITY AS DETERMINED BY RULE.

(10) ABSENT REASONABLE CAUSE, THE STATE LICENSING
AUTHORITY SHALL APPROVE OR DENY A REQUEST FOR A FINDING OF
SUITABILITY WITHIN ONE HUNDRED TWENTY DAYS FROM THE DATE OF
SUBMISSION OF THE REQUEST FOR SUCH FINDING.

(11) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND,
REVOCATION, OR OTHER SANCTION AGAINST A PERSON’S LICENSE
ISSUED PURSUANT TO THIS ARTICLE 10 IF THE STATE LICENSING
AUTHORITY FINDS THE PERSON OR THE PERSON’S CONTROLLING
BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL
INTEREST HOLDER TO BE UNSUITABLE PURSUANT TO THIS SECTION.".

Renumber succeeding statutory sections accordingly.

Page 74, line 26, strike "44-10-311" and substitute "44-10-313".

Page 74, line 27, strike "ownership," and substitute "ownership
INVOLVING A CONTROLLING BENEFICIAL OWNER,".

Page 75, after line 15 insert:

"(3) FOR A TRANSFER OF OWNERSHIP INVOLVING A PASSIVE
BENEFICIAL OWNER, THE LICENSE HOLDER SHALL NOTIFY THE STATE
LICENSING AUTHORITY ON FORMS PREPARED AND FURNISHED BY THE
STATE LICENSING AUTHORITY WITHIN FORTY-FIVE DAYS TO THE EXTENT
DISCLOSURE IS REQUIRED BY SECTION 44-10-309.

(4) A person that becomes a controlling beneficial owner
of a publicly traded corporation that is a medical marijuana
business or retail marijuana business or that becomes a
beneficial owner, through direct or indirect ownership of a
controlling beneficial owner, of ten percent or more of a
medical marijuana business or retail marijuana business that is
a publicly traded corporation must disclose the information
required by Section 44-10-309 and apply to the state licensing
authority for a finding of suitability or exemption from a
finding of suitability pursuant to Section 44-10-310 within
forty-five days after becoming such a controlling beneficial
owner. A medical marijuana business or retail marijuana
business shall notify each person that is subject to this
subsection (4) of its requirements as soon as the medical
marijuana business or retail marijuana business becomes aware
of the beneficial ownership triggering the requirement,
provided that the obligations of the person subject to this
subsection (4) are independent of, and unaffected by, the
medical marijuana business's or retail marijuana business's
failure to give the notice."

Page 76, line 14, strike "owners, officers," and substitute "owners
officers," to the extent disclosure is required by Section
44-10-309,"

Page 76, line 27, after "BUSINESS" insert "THAT IS NOT A PUBLICLY
TRADED CORPORATION".

Page 77, line 10, after "BUSINESS" insert "THAT IS NOT A PUBLICLY
TRADED CORPORATION".

Page 78, line 10, after "EMPLOYEES" insert "WITH DAY-TO-DAY
OPERATIONAL CONTROL" and after "A" insert "MEDICAL MARIJUANA
BUSINESS OR".

Page 80, line 2, strike "A" and substitute "EXCEPT FOR A PUBLICLY
TRADED CORPORATION, A".

Page 80, line 5, strike "44-10-310. A" and substitute "44-10-312.
EXCEPT FOR A PUBLICLY TRADED CORPORATION, a".

Page 80, line 6, strike "capital stock of any corporation" and substitute
"AN OWNER'S INTEREST OF ANY ENTITY".

Page 80, line 8, strike "A" and substitute "EXCEPT FOR A PUBLICLY
TRADED CORPORATION, A".

Page 80, line 11, strike "44-10-310. A" and substitute "44-10-312.
EXCEPT FOR A PUBLICLY TRADED CORPORATION, A".

Page 80, line 12 and 13, strike "CAPITAL STOCK OF ANY CORPORATION"
and substitute "AN OWNER'S INTEREST OF ANY ENTITY".
Page 85, line 6, strike "of all persons" and substitute "of all persons'.'.

Page 85, line 8, strike "THAT ARE" and substitute "PURSUANT TO SECTION 44-10-309 IN CONNECTION WITH EACH LICENSE ISSUED UNDER THIS ARTICLE 10.".

Page 85, strike lines 9 through 11.

Page 88, line 5, strike "44-10-311" and substitute "44-10-313".

Page 88, line 8, after "REGISTRATION" insert "OR PERMIT".

Page 95, line 12, strike "A" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (10)(b) OF THIS SECTION, A" and strike "NOT," and substitute "NOT SELL,".

Page 95, line 13, strike "SELL".

Page 97, after line 8 insert:

(11) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL MARIJUANA STORE LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL MARIJUANA STORE LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA STORE; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA STORES PROVIDED THAT THE MEDICAL MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A MEDICAL MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA STORE. A VIOLATION RELATED TO A MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA STORE LICENSE.

(b) A MEDICAL MARIJUANA STORE LICENSEE SHALL NOT MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED MEDICAL MARIJUANA STORE SHALL CHARGE A ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED MEDICAL MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED MEDICAL
MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED MEDICAL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT. FAILURE TO COMPLY WITH THIS SUBSECTION (11)(c) MAY RESULT IN NONRENEWAL OF THE MEDICAL MARIJUANA DELIVERY PERMIT.

(d) A LICENSED MEDICAL MARIJUANA STORE WITH A MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE PATIENT OR PARENT OR GUARDIAN WHO PLACED THE ORDER AND WHO:

(I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT’S PRIMARY CAREGIVER;

(II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

(III) POSSESS AN ACCEPTABLE FORM OF IDENTIFICATION.

e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL MARIJUANA STORE OR MEDICAL MARIJUANA TRANSPORTER LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

(f) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL MARIJUANA STORE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT MAY:

(I) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS FROM A PATIENT OR THE PARENT OR GUARDIAN FOR THE PURCHASE AND DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS. WHEN USING AN ONLINE PLATFORM FOR MARIJUANA DELIVERY, THE PLATFORM MUST REQUIRE THE PATIENT OR PARENT OR GUARDIAN TO CHOOSE A MEDICAL MARIJUANA STORE BEFORE VIEWING THE PRICE.

(II) DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO A PATIENT OR A PARENT OR GUARDIAN AT THE ADDRESS PROVIDED IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME PATIENT OR PARENT OR GUARDIAN OR RESIDENCE;

(V) (A) DELIVER ONLY TO PRIVATE RESIDENCES;

(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES" MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

(VI) DELIVER MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION 44-10-203 (2)(cc); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT
WITH A MEDICAL MARIJUANA TRANSPORTER THAT HAS A VALID MEDICAL
MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,
FROM ITS MEDICAL MARIJUANA STORE OR ITS ASSOCIATED STATE
LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY
RULE.

(g) (I) At the time of the order, the medical marijuana
store shall require the patient or parent or guardian to
provide information necessary to verify the patient is qualified
to purchase and receive a delivery of medical marijuana and
medical marijuana-infused products pursuant to this section.
The provided information must, at a minimum, include the
following:
(A) The patient’s name and date of birth;
(B) The registration number reflected on the patient’s
registry identification card issued pursuant to section
25-1.5-106;
(C) If the patient is under eighteen years of age, the name
and date of birth of the parent or guardian designated as the
patient’s primary caregiver, and if applicable, the registration
number of the primary caregiver;
(D) The address of the residence where the order will be
delivered; and
(E) Any other information required by state licensing
authority rule.

(II) Prior to transferring possession of the order to a
patient or a parent or guardian, the person delivering the order
shall inspect the patient’s or parent’s or guardian’s
identification and registry identification card issued pursuant
to section 25-1.5-106, verify the possession of a valid registry
identification card issued pursuant to section 25-1.5-106, and
verify that the information provided at the time of the order
match the name and age on the patient’s or parent’s or
guardian’s identification.

(h) (I) Unless otherwise provided by the state licensing
authority by rules promulgated pursuant to this article 10, all
requirements applicable to other licenses issued pursuant to
this article 10 apply to the delivery of medical marijuana and
medical marijuana-infused products, including but not limited
to inventory tracking, transportation, and packaging and
labeling requirements.

(II) The advertising regulations and prohibitions adopted
pursuant to section 44-10-203 (3)(a) apply to medical marijuana
delivery operations pursuant to this subsection (11).

(i) It is not a violation of any provision of state, civil, or
criminal law for a licensed medical marijuana store or medical
marijuana transporter licensee with a valid medical marijuana
delivery permit, or such person who has made timely and
sufficient application for the renewal of the permit, or its
licensees to possess, transport, and deliver medical marijuana
and medical marijuana-infused products pursuant to a medical
marijuana delivery permit in amounts that do not exceed
amounts established by the state licensing authority.

(j) A local law enforcement agency may request state
licensing authority reports, including complaints, investigative
actions, and final agency action orders, related to criminal
ACTIVITY MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY IN
THE LAW ENFORCEMENT AGENCY’S JURISDICTION, AND THE STATE
LICENSING AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS
POSSSESSION FOR THE LAW ENFORCEMENT AGENCY’S JURISDICTION.

(k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY
AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,
BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE
MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR
ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE
"COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE
31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF
TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE
GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND
COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION
(11)(k)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL
MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A
MEDICAL MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY’S,
COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES
TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.

(l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT
PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF
HIGHER EDUCATION.

(m) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING
MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL
MARIJUANA STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2,
2020.

(II) NO LATER THAN JANUARY 2, 2021, THE STATE LICENSING
AUTHORITY SHALL SUBMIT A REPORT TO THE FINANCE COMMITTEES OF
THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR
COMMITTEES, REGARDING THE NUMBER OF MEDICAL MARIJUANA
DELIVERY APPLICATIONS SUBMITTED, THE NUMBER OF MEDICAL
MARIJUANA DELIVERY PERMITS ISSUED, ANY FINDINGS BY THE STATE
LICENSING AUTHORITY OF CRIMINAL ACTIVITY MATERIALLY RELATED TO
MEDICAL MARIJUANA DELIVERY, AND ANY INCIDENT REPORTS THAT
INCLUDE FELONY CHARGES MATERIALLY RELATED TO MEDICAL
MARIJUANA DELIVERY, WHICH WERE FILED AND REPORTED TO THE STATE
LICENSING AUTHORITY BY THE LAW ENFORCEMENT AGENCY, DISTRICT
ATTORNEY, OR OTHER AGENCY RESPONSIBLE FOR FILING THE FELONY
CHARGES. THE STATE LICENSING AUTHORITY MAY CONSULT WITH THE
DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY
IN THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA
MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY.

(12) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
CONTRARY, A LICENSED MEDICAL MARIJUANA STORE MAY COMPENSATE
ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING
SALES-BASED PERFORMANCE-BASED INCENTIVES.".

Page 102, after line 13 insert:

"(7) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
CONTRARY, A LICENSED MEDICAL MARIJUANA CULTIVATION FACILITY MAY COMPENSATE ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING SALES-BASED PERFORMANCE-BASED INCENTIVES."

Page 110, after line 4 insert:

"(11) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A LICENSED MEDICAL MARIJUANA PRODUCTS MANUFACTURER MAY COMPENSATE ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING SALES-BASED PERFORMANCE-BASED INCENTIVES.".

Page 111, line 19, after "distribution," insert "DELIVERY,"

Page 113, after line 1 insert:

"(5) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL MARIJUANA TRANSPORTER LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA TRANSPORTER; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA TRANSPORTERS PROVIDED THAT THE MEDICAL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A MEDICAL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA TRANSPORTER LICENSE.

(b) A MEDICAL MARIJUANA TRANSPORTER LICENSEE SHALL NOT MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ON BEHALF OF A MEDICAL MARIJUANA STORE ONLY TO THE PATIENT OR PARENT OR GUARDIAN WHO PLACED THE ORDER WITH A MEDICAL MARIJUANA STORE AND WHO:

(I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA
PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE
PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT’S PRIMARY
CAREGIVER;

(II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

(III) POSSESS AN ACCEPTABLE FORM OF IDENTIFICATION.

(d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED MEDICAL
MARIJUANA TRANSPORTER WITH A VALID MEDICAL MARIJUANA DELIVERY
PERMIT MAY:

(I) NOT ACCEPT ORDERS ON BEHALF OF A MEDICAL MARIJUANA
STORE AND MAY ONLY PICK UP ALREADY PACKAGED MEDICAL MARIJUANA
DELIVERY ORDERS FROM A MEDICAL MARIJUANA STORE OR ITS
ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE
FACILITY AS DEFINED BY RULE AND DELIVER THOSE ORDERS TO THE
APPROPRIATE PATIENT, PARENT, OR GUARDIAN;

(II) DELIVER MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS
ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO A PATIENT OR PARENT OR GUARDIAN AT
THE ADDRESS PROVIDED IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
PATIENT OR RESIDENCE;

(V) (A) DELIVER ONLY TO A PRIVATE RESIDENCE;

(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY
EXCLUDES ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF
AN INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC
PROPERTY.

(VI) DELIVER MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT
COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT
TO THIS SECTION AND SECTION 44-10-203 (2)(cc); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,
PURSUANT TO A CONTRACT WITH, A MEDICAL MARIJUANA STORE
THAT HAS A VALID MEDICAL MARIJUANA DELIVERY PERMIT FROM ITS
MEDICAL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A
PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER
SHALL INSPECT THE PATIENT’S OR PARENT’S OR GUARDIAN’S
IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT
TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY
IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND
VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER
MATCH THE NAME AND AGE ON THE PATIENT’S OR PARENT’S OR
GUARDIAN’S IDENTIFICATION.

(f) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS FOR A MEDICAL MARIJUANA
TRANSPORTER MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A
CURRENT EMPLOYEE OF THE MEDICAL MARIJUANA TRANSPORTER
LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST
HAVE UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION
AND VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE
DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST
HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING
AUTHORITY.

(g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
THIS ARTICLE 10 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED
TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED
PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO MEDICAL MARIJUANA
DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).

(h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR
CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA TRANSPORTER
LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT, OR SUCH
PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE
RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND
DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED
PRODUCTS PURSUANT TO A MEDICAL MARIJUANA DELIVERY PERMIT IN
AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE
LICENSING AUTHORITY.

(i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY
AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,
BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE
MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR
ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE
"COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE
31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF
TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE
GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND
COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I)
OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA
STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY
AND COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS
JURISDICTIONAL BOUNDARIES.

(j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING
MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL
MARIJUANA TRANSPORTER APPLICANTS ON, BUT NOT EARLIER THAN,
JANUARY 2, 2021.".

Page 113, line 6, strike "an owner" and substitute "an owner
ANOTHER
MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS".

Page 121, after line 7 insert:

"(13) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA
DELIVERY PERMIT TO A RETAIL MARIJUANA STORE LICENSE AUTHORIZING
THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL
MARIJUANA PRODUCTS.

(II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE

YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL MARIJUANA STORE LICENSE OR RETAIL MARIJUANA TRANSPORTER LICENSE.

(III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA STORE; EXCEPT THAT, A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE RETAIL MARIJUANA STORES PROVIDED THAT THE RETAIL MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE. A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE. A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCAUTION OF THE DELIVERY PERMIT OR RETAIL MARIJUANA STORE LICENSE.

(b) A RETAIL MARIJUANA STORE LICENSEE SHALL NOT MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) THE LICENSED RETAIL MARIJUANA STORE SHALL CHARGE A ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED RETAIL MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED RETAIL MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED RETAIL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT. FAILURE TO COMPLY WITH THIS SUBSECTION (13)(c) MAY RESULT IN NONRENEWAL OF THE RETAIL MARIJUANA DELIVERY PERMIT.

(d) A LICENSED RETAIL MARIJUANA STORE WITH A RETAIL MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER AND WHO:

(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;
(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO RULES; AND
(III) POSSESES AN ACCEPTABLE FORM OF IDENTIFICATION.
(e) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED RETAIL MARIJUANA
STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID
RETAIL MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING
REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,
INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED
ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY
OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

(f) IN ACCORDANCE WITH THIS SUBSECTION (13) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (13), A LICENSED RETAIL
MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT
MAY:

(I) RECEIVE AN ORDER THROUGH ELECTRONIC OR OTHER MEANS
FOR THE PURCHASE AND DELIVERY OF RETAIL MARIJUANA OR RETAIL
MARIJUANA PRODUCTS. WHEN USING AN ONLINE PLATFORM FOR
MARIJUANA DELIVERY, THE PLATFORM MUST REQUIRE THE INDIVIDUAL TO
CHOOSE A RETAIL MARIJUANA STORE BEFORE VIEWING THE PRICE.

(II) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE
LICENSING AUTHORITY;

(III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS
PROVIDED IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
INDIVIDUAL OR RESIDENCE;

(V) (A) DELIVER ONLY TO PRIVATE RESIDENCES;
(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY
EXCLUDES ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF
AN INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC
PROPERTY.

(VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS
SECTION AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND
SECTION 44-10-203 (2)(cc); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT
WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL
MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,
FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(g) (I) AT THE TIME OF THE ORDER, THE RETAIL MARIJUANA STORE
SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION NECESSARY
TO VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS OF AGE. THE
PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE FOLLOWING:
(A) THE PATIENT’S NAME AND DATE OF BIRTH;
(B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE
DELIVERED; AND
(C) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING
AUTHORITY RULE.

(II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN
INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE
INDIVIDUAL’S IDENTIFICATION AND VERIFY THAT THE INFORMATION
PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE
INDIVIDUAL’S IDENTIFICATION.

(h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
THIS ARTICLE 10 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND
RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO
INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED
PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO RETAIL MARIJUANA
DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (13).

(i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR
CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA STORE OR RETAIL
MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA
DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND
SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS
LICENSEES TO POSSESS, TRANSPORT, AND DELIVER RETAIL MARIJUANA OR
RETAIL MARIJUANA PRODUCTS PURSUANT TO A RETAIL MARIJUANA
DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS
ESTABLISHED BY THE STATE LICENSING AUTHORITY.

(j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE
LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE
ACTION, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL
ACTIVITY MATERIALLY RELATED TO RETAIL MARIJUANA DELIVERY IN THE
LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE LICENSING
AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION
FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

(k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT
PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS
THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A
MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY,
OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL
ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL
ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM
ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE,
OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE
MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS
PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION
(13)(k)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL
MARIJUANA AND RETAIL MARIJUANA PRODUCTS FROM A RETAIL
MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S,
OR CITY AND COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS
WITHIN ITS JURISDICTIONAL BOUNDARIES.

(l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT
PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF
HIGHER EDUCATION.

(m) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING
RETAIL MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA
STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2, 2021.".

Page 126, lines 12 and 13, strike "A CANNABIS OPPORTUNITY
MANUFACTURER" and substitute "AN ACCELERATOR".

Page 126, line 14, strike "A CANNABIS OPPORTUNITY MANUFACTURER"
and substitute "AN ACCELERATOR".
Page 133, lines 20 and 21, strike "A CANNABIS OPPORTUNITY MANUFACTURER" and substitute "AN ACCELERATOR".

Page 133, lines 22 and 23, strike "A CANNABIS OPPORTUNITY MANUFACTURER" and substitute "AN ACCELERATOR".

Page 135, line 13, after "distribution," insert "DELIVERY,".

Page 136, after line 17 insert:

"(5) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

(II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL MARIJUANA TRANSPORTER LICENSE.

(III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA TRANSPORTER; EXCEPT THAT A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE RETAIL MARIJUANA TRANSPORTERS PROVIDED THAT THE RETAIL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 10. A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL MARIJUANA TRANSPORTER LICENSE.

(b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED RETAIL MARIJUANA TRANSPORTER WITH A RETAIL MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ON BEHALF OF A RETAIL MARIJUANA STORE ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER WITH A RETAIL MARIJUANA STORE AND WHO:

(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO RULES; AND
(III) Possesses an acceptable form of identification.

(d) In accordance with this subsection (5) and rules adopted to implement this subsection (5), a licensed retail marijuana transporter with a valid retail marijuana delivery permit may:

(I) Not accept orders on behalf of a retail marijuana store and may only pick up already packaged retail marijuana delivery orders from a retail marijuana store or its associated state licensing authority-authorized storage facility as defined by rule and deliver those orders to the appropriate individual;

(II) Deliver retail marijuana and retail marijuana products not in excess of the amounts established by the state licensing authority;

(III) Deliver only to an individual at the address provided in the order;

(IV) Deliver no more than once per day to the same individual or residence;

(V) (A) Deliver only to a private residence;

(B) For purposes of this section, "private residences" means private premises where a person lives, such as a private dwelling place or place of habitation, and specifically excludes any premises located at a school or on the campus of an institution of higher education, or any other public property.

(VI) Deliver retail marijuana or retail marijuana products only by a motor vehicle that complies with this section and the rules promulgated pursuant to this section and section 44-10-203 (2)(cc); and

(VII) Use an employee to conduct deliveries on behalf of, and pursuant to a contract with, a retail marijuana store that has a valid retail marijuana delivery permit from its retail marijuana store or its associated state licensing authority-authorized storage facility as defined by rule.

(e) Prior to transferring possession of the order to an individual, the person delivering the order shall inspect the individual's identification and verify that the information provided at the time of the order match the name and age on the individual's identification.

(f) Any person delivering retail marijuana or retail marijuana products for a retail marijuana transporter must possess a valid occupational license and be a current employee of the retail marijuana transporter licensee with a valid retail marijuana delivery permit; must have undergone training regarding proof-of-age identification and verification, including all forms of identification that are deemed acceptable by the state licensing authority; and must have any other training required by the state licensing authority.

(g) (I) Unless otherwise provided by the state licensing authority by rules promulgated pursuant to this article 10, all requirements applicable to other licenses issued pursuant to this article 10 apply to the delivery of retail marijuana and retail marijuana products, including but not limited to inventory tracking, transportation, and packaging and labeling requirements.
The advertising regulations and prohibitions adopted pursuant to section 44-10-203 (3)(a) apply to retail marijuana delivery operations pursuant to this subsection (5).

(h) It is not a violation of any provision of state, civil, or criminal law for a licensed retail marijuana transporter licensee with a valid retail marijuana delivery permit, or such person who has made timely and sufficient application for the renewal of the permit, or its licensees to possess, transport, and deliver retail marijuana and retail marijuana products pursuant to a retail marijuana delivery permit in amounts that do not exceed amounts established by the state licensing authority.

(i) Notwithstanding any provisions of this section, delivery of retail marijuana or retail marijuana products is not permitted in any municipality, county, or city and county unless the municipality, county, or city and county, by either a majority of the registered electors of the municipality, county, or city and county voting at a regular election or special election called in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31, or the "Uniform Election Code of 1992", articles 1 to 13 of title 1, as applicable, or a majority of the members of the governing board for the municipality, county, or city and county, vote to allow the delivery of retail marijuana or retail marijuana products pursuant to this section.

(II) An ordinance adopted pursuant to subsection (5)(i)(I) of this section may prohibit delivery of retail marijuana and retail marijuana products from a retail marijuana store that is outside a municipality's, county's, city's, or city and county's jurisdictional boundaries to an address within its jurisdictional boundaries.

(j) The state licensing authority shall begin issuing retail marijuana delivery permits to qualified retail marijuana transporter applicants on, but not earlier than, January 2, 2021."

Page 136, line 24, after "license." insert "(1)".

Page 137, after line 4, insert:

"(2) The state licensing authority shall begin accepting applications for retail marijuana accelerator cultivator licenses on July 1, 2020."

Page 137, line 6, after "license." insert "(1)".

Page 137, after line 13, insert:

"(2) The state licensing authority shall begin accepting applications for retail marijuana accelerator manufacturer licenses on July 1, 2020."

Page 138, line 7, strike "AN UNREPORTED" and substitute "A".

Page 138, line 9, strike "10;" and substitute "10 that was not
DISCLOSED IN ACCORDANCE WITH SECTION 44-10-309;”.

Page 138, lines 18 and 19, strike "WITHOUT PRIOR APPROVAL FROM THE STATE LICENSING AUTHORITY;" and substitute "THAT WAS NOT DISCLOSED IN ACCORDANCE WITH SECTION 44-10-309;".

Page 139, line 9, strike "44-10-311" and substitute "44-10-313".

Page 143, after line 7 insert:

"(8) (a) It is unlawful for a person to engage in any act or omission with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this article 10, including but not limited to the following:

(I) Failing to file a report required under this article 10 or causing or attempting to cause a person to fail to file such a report;

(II) Filing or causing or attempting to cause a person to file a report required under this article 10 that contains a material omission or misstatement of fact;

(III) Making false or misleading statements regarding the offering of an owner's interest in a medical marijuana business or retail marijuana business; or

(IV) Structuring any transaction with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this article 10.

(b) The state licensing authority may deny, suspend, revoke, fine, or impose other sanctions against a person's license issued under this article 10 if the state licensing authority finds a violation of this subsection (8) by the person, the person's controlling beneficial owner, passive beneficial owner, indirect financial interest holder, or any agent or employee thereof.”.

Renumber succeeding subsection accordingly.

Page 146, line 3, strike "44-10-311" and substitute "44-10-313".

Page 146, line 5, strike "44-10-310" and substitute "44-10-312".

Page 146, line 8, strike "44-10-312" and substitute "44-10-314".

Page 156, after line 25 insert:

"(III.5) Statutory and regulatory requirements related to marijuana delivery;”.

Page 160, line 4, strike "(26)" and substitute "(34)".

Page 160, line 5, strike "(45);" and substitute "(57);".

Page 162, line 7, strike "(26)" and substitute "(34)".

Page 162, line 8, strike "(45)." and substitute "(57).".
Page 171, line 21, strike "(53)" and substitute "(65)".

Page 174, line 15, strike "(26)." and substitute "(34).".

Page 176, line 19 strike "2020," and substitute "2020; except that
sections 44-10-501 (3)(e), 44-10-503 (5)(b), 44-10-601 (3)(c), and
44-10-603 (11) of section 5 of this act take effect July 1, 2020;".

Page 177, line 2, strike "governor, except that sections 5" and substitute
"governor.".

Page 177, strike line 3.

Page 174, line 15, strike "(26)." and substitute "(34).".

Page 176, line 19 strike "2020," and substitute "2020; except that
sections 44-10-501 (3)(e), 44-10-503 (5)(b), 44-10-601 (3)(c), and
44-10-603 (11) of section 5 of this act take effect July 1, 2020;".

Page 177, line 2, strike "governor, except that sections 5" and substitute
"governor.".

Page 177, strike line 3.

Page 177, line 2, strike "governor, except that sections 5" and substitute
"governor.".

Page 177, strike line 3.

JUDICIARY
After consideration on the merits, the Committee recommends the
following:

HB19-1335 be amended as follows, and as so amended, be referred to
the Committee of the Whole with favorable
recommendation:

Amend printed bill, page 2, line 4, after "(6)(e)," insert "(10)(e),".

Page 2, line 6, after "add" insert "(1)(c) and".

Page 2, strike line 8 and substitute:
"definition. (1) (c) THE EXPUNGEMENT ORDER ONLY APPLIES TO AN
ELIGIBLE JUVENILE AND NOT TO ANY CO-PARTICIPANT UNLESS THE
CO-PARTICIPANT IS ALSO AN ELIGIBLE JUVENILE.

(4) (a) The court shall order all records in a juvenile".

Page 5, lines 25 and 26, strike "provide FILE the report to WITH" and
substitute "provide the report to".

Page 7, line 8, strike "APPLY." and substitute "APPLY TO THE
EXPUNGEMENT. THE PROVISIONS OF SECTION 16-22-113 (1.3) APPLY TO
THE ISSUE OF DISCONTINUING REGISTRATION. THE COURT SHALL
CONSIDER BOTH ISSUES AT THE SAME HEARING.".

Page 9, after line 11 insert:
"(10) Upon the entry of an order expunging a record pursuant to
this section, the court shall order, in writing, the expungement of all case
records in the custody of the court and any records related to the case and
charges in the custody of any other agency, person, company, or
organization. The court may order expunged any records, but, at a
minimum, the following records must be expunged pursuant to every
expungement order:

(e) All department of human services records; including
disassociating the offense and the disposition information from the name
of the youth in the management information system;".

Page 10, strike line 7 and substitute:
"(III) ANY COUNTY".

Page 10, line 8, strike "IF" and substitute "THROUGH WHICH".

Page 10, strike line 9 and substitute "AT ANY POINT DURING THE".

Page 17, strike lines 17 through 19 and substitute:

"(f) ALL DEPARTMENT OF HUMAN SERVICES RECORDS;".

MESSAGE FROM THE SENATE

The Senate has voted not to concur in House Amendments to SB19-077 and requests that a conference committee be formed. The President announced Senators Williams, Chair, Gonzales, and Priola will serve as conferees on the first conference committee on SB19-077. The Senate voted to grant permission for the first conference committee on SB19-077 to go beyond the scope of the differences between the two houses.

The Senate has voted to concur in House Amendments to SB19-054, 137, 099, 155, and 059. The bills have been repassed as amended.

The Senate has voted not to concur in House Amendments to SB19-002 and requests that a conference committee be formed. The President announced Senators Winter, Chair, Fenberg, and Tate will serve as conferees on the first conference committee on SB19-002.

On motion of Representative Garnett, HB19-1335, SB19-107 were made Special Orders on April 27, 2019, at 12:45 p.m.

The hour of 12:45 p.m., having arrived, on motion of Representative Melton, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1335 by Representative(s) Gonzales-Gutierrez and Bockenfeld; also Senator(s) Lee and Cooke--Concerning expungement of juvenile records, and, in connection therewith, making clarifying changes to the expungement process and procedure and clarifying that juvenile record expungement applies to municipal courts.
Amendment No. 1, Judiciary Report, dated April 27, 2019, and placed in member's bill file; Report also printed in House Journal, April 27, 2019.

Amendment No. 2, by Representative(s) Bockenfeld.

Amend the Judiciary Committee report, dated April 27, 2019, page 1, lines 4 and 5, strike "AN ELIGIBLE" and substitute "THE NAMED".

Page 1 of the report, lines 5 and 6, strike "CO-PARTICIPANT UNLESS THE CO-PARTICIPANT IS ALSO AN ELIGIBLE JUVENILE." and substitute "CO-PARTICIPANT.".

Page 1 of the report, after line 7 insert: "Page 4, line 7, strike "SECTION" and substitute "PART 4.1 OF TITLE 24.".

Page 4, line 8, strike "24-4.1-302.5 OR 24-4.1-303,".

Page 1 of the report, after line 9, insert: "Page 6, strike line 10 and substitute "PURSUANT TO PART 4.1 OF TITLE 24.".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-107 by Senator(s) Donovan; also Representative(s) Roberts--Concerning the installation of broadband internet service infrastructure.

Amendment No. 1, Rural Affairs & Agriculture Report, dated April 27, 2019, and placed in member's bill file; Report also printed in House Journal, April 27, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1313 by Representative(s) Becker and Hansen; also Senator(s) Winter and Priola--Concerning plans to reduce carbon dioxide emissions by qualifying retail utilities, and, in connection therewith, encouraging the achievement of zero carbon dioxide emissions by 2050 and making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Hansen was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative Hansen.

Amend engrossed bill, page 22, line 17, strike "ISSUANCE," and substitute "PRICING,"

Page 24, line 26, after "UTILITY" insert "OR ITS SUCCESSORS OR ASSIGNEES UNDER COMMISSION-APPROVED RATE SCHEDULES OR PURSUANT TO SPECIAL CONTRACTS".
Page 26, line 13, strike "(4)." and substitute "(3)."

Page 28, line 20, strike "RECOVERED;" and substitute "RECOVERED, INCLUDING THE PROPOSED SCHEDULED AND FINAL MATURITY OF THE CO-EI BONDS;"

Page 29, line 13, strike "ACTUAL".

Page 30, line 14, strike "LOWER" and substitute "MATERIALLY LOWER".

Page 30, strike line 16 and substitute "FINANCING AND RECOVERING CO-EI COSTS FROM CUSTOMERS; AND"

Page 35, line 24, after "ELECTED" insert "TO RECOVER THOSE COSTS THROUGH TRADITIONAL RATEMAKING METHODS OR"

Page 35, after line 27 insert "(4) THE COMMISSION MAY ADOPT RULES TO IMPLEMENT THIS ARTICLE 41."

Page 36, line 8, strike "MAY" and substitute "SHALL"

Page 36, strike lines 15 through 20 and substitute "COSTS; AND"

Reletter succeeding paragraph accordingly.

Page 36, strike lines 25 through 27.

Page 37, strike lines 1 through 3.

Renumber succeeding subsections accordingly.

Page 37, line 11, strike "ISSUANCE" and substitute "PRICING".

Page 38, line 8, strike "(4)" and substitute "(3)"

The amendment was declared passed by the following roll call vote:

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As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Hansen was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 2**, by Representative Hansen.

Amend engrossed bill, page 16, lines 6 and 7, strike "CONSISTENT WITH THE IMPLEMENTATION OF" and substitute "A PART OF".

The amendment was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **passed**.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

**Co-sponsor(s) added:** Representative(s) Arndt, Bird, Buckner, Cutter, Duran, Galindo, Gray, Kennedy, Kipp, Michaelson Jenet, Snyder, Titone, Weissman

**SB19-001** by Senator(s) Garcia; also Representative(s) Buentello--Concerning the expansion of the medication-assisted treatment expansion pilot program, and, in connection
therewith, shifting administration of the program from the
college of nursing to the center for research into substance
use disorder prevention, treatment, and recovery support
strategies; expanding the counties that may participate in
the program; extending the duration of the program;
increasing the funding for the program; and making an
appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Duran,
Esgar, Galindo, Garnett, Gray, Hansen, Hooton, Jackson, Kennedy, Melton,
Michaelson Jenet, Mullica, Singer, Snyder, Titone, Valdez D., Speaker

HB19-1005 by Representative(s) Buckner and Wilson; also Senator(s)
Todd and Priola--Concerning an income tax credit for
certain early childhood educators.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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HB19-1009 by Representative(s) Kennedy and Singer; also Senator(s) Priola and Pettersen--Concerning supports for persons recovering from substance use disorders, and, in connection therewith, expanding a program in the department of local affairs that provides vouchers for housing assistance to certain individuals, creating standards for recovery residences for purposes of referrals and title protection, creating the opioid crisis recovery funds advisory committee, creating the recovery residence certification grant program, and making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sirotka, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Speaker.
HB19-1064 by Representative(s) Sullivan and Baisley; also Senator(s) Foote and Cooke--Concerning eliminating requirements that victims must opt in to effect their rights in criminal proceedings, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1161 by Representative(s) Buckner and Wilson; also Senator(s) Todd and Priola--Concerning the creation of the health and wellness through comprehensive quality physical education instruction pilot program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

---

**HB19-1064**

YES: 61
NO: 0
EXCUSED: 4
ABSENT: 0

- Arndt Y Exum E Landgraf Y Saine Y
- Baisley Y Froelich Y Larson Y Sandridge Y
- Beckman E Galindo Y Lewis E Singer Y
- Benavidez Y Garnett Y Liston E Sirota Y
- Bird Y Geitner Y Lontine Y Snyder Y
- Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
- Buck Y Gray Y McKean Y Sullivan Y
- Buckner Y Hansen Y McLachlan Y Tipper Y
- Buentello Y Herod Y Melton Y Titone Y
- Caraveo Y Hooton Y Michaelson Jenet Y Valdez A Y
- Carver Y Humphrey Y Mullica Y Valdez D Y
- Catlin Y Jackson Y Neville Y Van Winkle Y
- Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
- Cutter Y Kennedy Y Ransom Y Will Y
- Duran Y Kipp Y Rich Y Williams D Y
- Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
- Speaker Y

---

**HB19-1161**

YES: 50
NO: 11
EXCUSED: 4
ABSENT: 0

- Arndt Y Exum E Landgraf Y Saine N
- Baisley Y Froelich Y Larson Y Sandridge N
- Beckman E Galindo Y Lewis E Singer Y
- Benavidez Y Garnett Y Liston E Sirota Y
- Bird Y Geitner N Lontine Y Snyder Y
- Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper N
- Buck Y Gray Y McKean Y Sullivan Y
- Buckner Y Hansen Y McLachlan Y Tipper Y
Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buck, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Galindo, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kraft-Tharp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A., Valdez D., Will

HB19-1215 by Representative(s) Singer; also Senator(s) Crowder--Concerning legislative recommendations of the Colorado child support commission, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Cutter, Duran, Froelich, Galindo, Hooton, Jackson, Larson, Lontine, Michaelson Jenet, Snyder, Titone, Speaker

HB19-1276 by Representative(s) Buentello and Exum, Larson; also Senator(s) Todd and Coram--Concerning providing financial support for comprehensive programs to assist ninth-grade students in completing high school, and, in connection therewith, creating the ninth grade success grant program, and making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Coleman, Cutter, Duran, Esgar, Galindo, Gray, Herod, Hooton, Jackson, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A., Valdez D., Weissman, Speaker

HB19-1331 by Representative(s) Hansen and Ransom, Esgar; also Senator(s) Rankin, Moreno, Zenzinger--Concerning removing the limit on the departments with which the evidence-based practices implementation for capacity resource center can collaborate.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Froelich, Gray, Herod, Kraft-Tharp, McCluskie, Snyder, Tipper, Valdez D.

HB19-1107 by Representative(s) Coleman, Herod, Exum, Benavidez, Lontine, Singer; also Senator(s) Fields and Priola--Concerning the creation of the employment support and job retention services program within the division of employment and training in the department of labor and employment, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Duran, Esgar, Galindo, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kipp, Melton, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A., Valdez D., Speaker

SB19-104 by Senator(s) Holbert and Foote; also Representative(s) Baisley and Gray--Concerning the elimination of duplicate regulation of the property of a school district, district charter school, or institute charter school.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Gray was given permission to offer a Third Reading amendment:

Third Reading amendment No. 1, by Representative Gray.

Amend revised bill, page 3, line 20, strike "OR", and strike "ENVIRONMENT" and substitute "ENVIRONMENT, OR THE DIVISION OF FIRE
PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY”.

Page 4, line 6, strike "AND".

Page 4, line 7, strike "ENVIRONMENT" and substitute "ENVIRONMENT, AND THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Buentello, Duran, Humphrey, Valdez D., Van Winkle
SB19-030

by Senator(s) Gonzales; also Representative(s) Tipper--
Concerning a remedy for improperly entered guilty pleas,
and in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
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Baisley N Froelich Y Larson N Sandridge N
Beckman E Galindo Y Lewis E Singer Y
Benavidez Y Garnett Y Liston E Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper N
Buck N Gray Y McKean N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will Y
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N

Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Coleman, Galindo,
Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Mullica, Snyder,
Sullivan, Valdez A., Weissman

HB19-1312

by Representative(s) Mullica, Arndt, Benavidez, Bird,
Buckner, Buentello, Caraveo, Coleman, Duran, Esgar,
Froelich, Gray, Hansen, Jaquez Lewis, Kennedy, Kipp,
McCluskie, Melton, Michaelson Jenet, Roberts, Sirota,
Snyder, Tipper, Valdez A.; also Senator(s) Gonzales and
Priola--Concerning modernizing immunization
requirements for school entry to improve vaccination rates.

As shown by the following roll call vote, less than a majority of all
members elected to the House voted in the affirmative, and
Representative Geitner was denied permission to offer a Third Reading
amendment:

<table>
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Beckman E Galindo N Lewis E Singer N
Benavidez N Garnett Y Liston E Sirota N
Bird N Geitner Y Lontine N Snyder N
Bockenfeld Y Gonzales-Gutierrez N McCluskie N Soper Y
Buck Y Gray N McKean Y Sullivan N
Buckner N Hansen N McLachlan Y Tipper N
Buentello N Herod N Melton N Titone Y
Caraveo N Hooton Y Michaelson Jenet N Valdez A. N
Carver Y Humphrey Y Mullica N Valdez D. N
Catlin Y Jackson N Neville Y Van Winkle Y
Representative Ransom moved that the bill be referred to the Education Committee. As shown by the following recorded vote, less than a majority of those elected to the House voted in the affirmative, and the motion was declared lost.

The question being, "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill was declared passed.

Co-sponsor(s) added: Representative(s) Cutter, Galindo, Garnett, Herod, Jackson, Kraft-Tharp, Lontine, Sullivan
APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-077--Representatives Hansen, Chairman, Gray and Carver

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-259 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1076 Amended in Special Orders as printed in Senate Journal, April 26, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1265, 1284, 1305, 1321, 1295, 1299, 1055, 1134, 1193, 1282, and 1301.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-255 and 233.

SB19-232 Amended in General Orders as printed in Senate Journal, April 24, 2019 and in Third Reading, April 27, 2019.

SB19-239 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1248 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1239 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1216 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1250 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1246 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1315 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1202 Amended in General Orders as printed in Senate Journal, April 26, 2019.

HB19-1233 Amended in General Orders as printed in Senate Journal, April 26, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1024, 1132, 1259, 1260, 1255, 1228, 1013, 1311, and 1090.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1076.
without comment, as amended, SB19-259.

We herewith transmit:
without comment, SB19-233 and 255.
without comment, as amended, HB19-1202, 1216, 1233, 1239, 1246, 1248, 1250, and 1315.
without comment, as amended, SB19-232 and 239.

INTRODUCTION OF BILLS
First Reading

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

SB19-232  by Senator(s) Foote; also Representative(s) Weissman--Concerning the codification of the rules of the secretary of state addressing the procedures for the enforcement of state laws governing campaign finance.
Committee on State, Veterans, & Military Affairs

SB19-239  by Senator(s) Winter and Bridges; also Representative(s) Gray and Hansen--Concerning means of addressing the impacts of technological and business model changes related to commercial vehicles, and, in connection therewith, requiring the department of transportation to convene and consult with a stakeholder group to examine impacts of new transportation technologies and business models, identify means of addressing impacts, and report findings and make recommendations to the general assembly.
Committee on Business Affairs & Labor

SB19-255  by Senator(s) Court and Tate; also Representative(s) Herod and Esgar--Concerning the establishment of the ratio of valuation for assessment for residential real property.
Committee on Finance

SB19-259  by Senator(s) Garcia and Hisey; also Representative(s) Herod and Wilson--Concerning measures to address prison population management issues, and, in connection therewith, authorizing the emergency use of the Centennial south campus of the Centennial correctional facility to house inmates.
Committee on Judiciary
APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-002--Representatives Roberts, Chairman, Jackson and Larson

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 29, retaining place on Calendar:

Consideration of Conference Committee Report(s)--SB19-090.
Consideration of Resolution(s)--HR19-1006, SJR19-009, HR19-1007.
Consideration of Senate Amendment(s)--HB19-1189, 1244, 1253, 1160, 1003, 1138, 1183, 1222, 1247, 1051, 1269, 1262, 1274.

On motion of Representative Garnett, the House adjourned until 10:00 a.m., April 29, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARI LYNN EDDINS,
Chief Clerk
Prayer by Pastor Reg Cox, Lakewood Church of Christ, Lakewood.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Kristyna Zahradnicek, Creative Challenge Community, Denver.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Buckner, McLachlan--2.

Present after roll call--Representative(s) Buckner, McLachlan.

The Speaker declared a quorum present.

On motion of Representative Rich, the House Journal of April 27, 2019, was declared approved as corrected by the Chief Clerk.

APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 29, 2019 only:

Business Affairs and Labor
Representative Liston to replace Representative Sandridge

Finance
Representative Catlin to replace Representative Beckman

INTRODUCTION OF BILL
First Reading

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

SB19-233 by Senator(s) Lee; also Representative(s) Snyder and Gray--Concerning combined reporting by a corporation for Colorado state income tax purposes.

Committee on Appropriations
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1333 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 40, before line 19 insert:

"SECTION 17. Appropriation. (1) For the 2019-20 state fiscal year, $150,634 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:
(a) $12,943 for use by the taxpayer service division for personal services, which amount is based on an assumption that the division will require an additional 0.2 FTE;
(b) $1,131 for use by the taxpayer service division for operating expenses;
(c) $135,360 for tax administration IT system (GenTax) support; and
(d) $1,200 for the purchase of document management services.
(2) For the 2019-20 state fiscal year, $1,200 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(d) of this section. To implement this act, the department of personnel may use this appropriation to provide document management services for the department of revenue."

Renumber succeeding sections accordingly.

Page 1, line 109, strike "AND".

Page 2, line 101, strike "PROGRAM." and substitute "PROGRAM; AND MAKING AN APPROPRIATION.".

SB19-008 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 14, line 13, strike "general fund." and substitute "marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S.".

SB19-040 be referred to the Committee of the Whole with favorable recommendation.

SB19-108 be referred to the Committee of the Whole with favorable recommendation.
SB19-150 be referred to the Committee of the Whole with favorable recommendation.

SB19-156 be referred to the Committee of the Whole with favorable recommendation.

SB19-157 be referred to the Committee of the Whole with favorable recommendation.

SB19-158 be referred to the Committee of the Whole with favorable recommendation.

SB19-175 be referred to the Committee of the Whole with favorable recommendation.

SB19-188 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 13, after line 26 insert:

"SECTION 2. Appropriation. (1) For the 2019-20 state fiscal year, $165,487 is appropriated to the department of labor and employment for use by executive director's office. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.5 FTE. To implement this act, the office may use this appropriation for activities related to developing an implementation plan for a family and medical leave insurance program.

(2) For the 2019-20 state fiscal year, $17,004 is appropriated to the department of public health and environment for use by the prevention services division. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.1 FTE. To implement this act, the division may use this appropriation to develop a report on health benefits related to paid family leave."

Renumber succeeding section accordingly.

Page 1, line 104, strike "PROGRAM." and substitute "PROGRAM AND MAKING AN APPROPRIATION."

SB19-193 be referred to the Committee of the Whole with favorable recommendation.

SB19-198 be referred to the Committee of the Whole with favorable recommendation.
SB19-224 be referred to the Committee of the Whole with favorable recommendation.

SB19-227 be referred to the Committee of the Whole with favorable recommendation.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

HB19-1323 by Representative(s) Herod and Van Winkle; also Senator(s) Todd and Lundeen--Concerning an exemption from state sales tax for occasional sales by charitable organizations.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Bird, Bockenfeld, Buck, Buckner, Buentello, Duran, Esgar, Exum, Galindo, Gray, Kipp, Lontine, Melton, Michaelson Jenet, Ransom, Saine, Sandridge, Snyder, Soper, Valdez A., Valdez D., Williams D., Speaker

HB19-1332 by Representative(s) Hansen, Esgar, Ransom; also Senator(s) Zenzinger, Moreno, Rankin--Concerning the use of money in the Colorado telephone users with disabilities fund to provide talking book library services for certain persons with disabilities, and, in connection therewith, making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Baisley, Bird, Buckner,
Buentello, Caraveo, Carver, Coleman, Cutter, Duran, Exum, Galindo, Geitner,
Gonzales-Gutierrez, Gray, Herod, Hooton, Kipp, Kraft-Tharp, Landgraf,
Lontine, McCluskie, McKean, Melton, Michaelson Jenet, Pelton, Roberts,
Sandridge, Snyder, Soper, Titone, Valdez A., Valdez D., Van Winkle, Wilson

SB19-149 by Senator(s) Garcia and Marble, Court, Fields, Foote;
also Representative(s) Froelich--Concerning the
continuation of the Colorado human trafficking council.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
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<tr>
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</table>
SB19-165 by Senator(s) Rodriguez; also Representative(s) Hansen and Ransom--Concerning the membership of the state board of parole, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Herod, Kipp, Kraft-Tharp, Michaelson Jenet, Snyder, Sullivan, Titone, Valdez A., Valdez D., Weissman

SB19-220 by Senator(s) Marble and Fenberg; also Representative(s) Saine and Arndt--Concerning updates to the industrial hemp regulatory program administered by the commissioner of agriculture to align the program with the regulatory requirements set forth in the federal "Agricultural Improvement Act of 2018", and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-036

by Senator(s) Lee and Cooke; also Representative(s) Benavidez and Carver--Concerning requiring the state court administrator to administer a program to remind criminal defendants to appear in court as scheduled, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Coleman, Duran, Esgar, Exum, Galindo, Gonzalez-Gutierrez, Gray, Hansen, Herod, Hooton, Jaquez Lewis, Kipp, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Soper, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Williams D., Weissman, Speaker.
SB19-061 by Senator(s) Tate and Zenzinger; also Representative(s) Arndt and Hooton—Concerning standards for the certification of certain types of respirators equipped with pressure vessels, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Caraveo, Duran, Exum, Froelich, Galindo, Gray, Jaquez Lewis, Mullica, Snyder, Sullivan, Titone, Valdez D., Speaker

SB19-136 by Senator(s) Lee; also Representative(s) Gonzales-Gutierrez—Concerning an expansion of the pilot program in the division of youth services, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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**House Journal--116th Day--April 29, 2019**

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**SB19-142**

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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**SB19-143**

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.
SB19-153 by Senator(s) Fields; also Representative(s) Kipp and Titone--Concerning the continuation of the Colorado podiatry board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Lontine, McLachlan, Pelton, Valdez D.

SB19-146 by Senator(s) Pettersen; also Representative(s) Kennedy--Concerning the continuation of the regulation by the department of public health and environment of entities that provide home care services, and, in connection
therewith, implementing the recommendations contained
in the 2018 sunset report by the department of regulatory
agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Co-sponsor(s) added: Representative(s) Bird, Buentello, Duran, Esgar, Exum,
Froelich, Galindo, Gray, Hansen, Herod, Hooton, Humphrey, Kipp, Lontine,
Mullica, Snyder, Titone, Valdez A., Valdez D., Speaker

**SB19-205** by Senator(s) Danielson and Zenzinger; also
Representative(s) Michaelson Jenet and Duran--
Concerning the creation of a license plate to honor women
veterans of the United States armed forces, and, in
connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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SB19-218 by Senator(s) Gonzales; also Representative(s) Jaquez Lewis--Concerning the continuation of the medical marijuana program, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

---

SB19-219 by Senator(s) Pettersen; also Representative(s) Gonzales-Gutierrez--Concerning the continuation of the "Colorado Licensing of Controlled Substances Act", and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Buckner, Exum, Galindo, Jaquez Lewis, McLachlan, Mullica, Snyder, Valdez D.

**SB19-221** by Senator(s) Donovan; also Representative(s) Roberts--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buck, Buckner, Buentello, Catlin, Cutter, Duran, Esgar, Exum, Gray, Hansen, Humphrey, Jackson, Kennedy, Liston, McCluskie, McKean, McLachlan, Michaelson Jenet, Pelton, Soper, Titone, Valdez D., Van Winkle, Will, Speaker.
SB19-196

by Senator(s) Lee and Danielson; also Representative(s)
Garnett and Duran--Concerning the modification of
procurement requirements for state contracts for public
projects.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello,
Caraveo, Cutter, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray,
Hansen, Herod, Hooton, Jackson, Kennedy, Kipp, Kraft-Tharp, Lontine,
McCotlar, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder,
Sulllivan, Titone, Valdez A., Weissman, Speaker

SB19-216

by Senator(s) Bridges, Garcia; also Representative(s)
Bird--Concerning incentives for local education providers
to provide innovative learning opportunities for high
school students, and, in connection therewith, making an
appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
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Speaker | Y  | | | | | |
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, Michaelson Jenet, Mullica, Roberts, Snyder, Titone, Valdez A., Valdez D., Wilson

SB19-190 by Senator(s) Todd and Rankin; also Representative(s) McLachlan and Wilson--Concerning measures to increase the number of individuals who are well-prepared to teach in public schools, and, in connection therewith, creating the "Growing Great Teachers Act" and making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Kraft-Tharp, Lontine, McCluskie, Michaelson Jenet, Mullica, Roberts, Snyder, Titone, Valdez A., Valdez D., Wilson

SB19-192 by Senator(s) Winter and Priola; also Representative(s) Jackson and Cutter--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based waste diversion grant program.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Duran, Galindo, Gonzales-Gutierrez, Hansen, Herod, Hooton, Kennedy, Kipp, Michaelson Jenet, Snyder, Valdez A., Speaker

SB19-135 by Senator(s) Williams A. and Rodriguez, Bridges, Court, Danielson, Donovan, Fenberg, Fields, Foote, Garcia, Ginal, Gonzales, Lee, Moreno, Pettersen, Priola, Story, Tate, Todd, Winter, Zenzinger; also Representative(s) Buckner and Buentello, Coleman, Cutter, Duran, Exum, Galindo, Herod, Jackson, Melton, Michaelson Jenet, Valdez A.--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Froelich, Gonzales-Gutierrez, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, McLachlan, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Titone, Valdez A., Valdez D., Weissman, Speaker

SB19-179 by Senator(s) Lee; also Representative(s) Wilson--Concerning the enhance school safety incident response grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Carver, Catlin, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Gray, Hansen, Herod, Hooton, Humphrey, Jackson, Kennedy, Kipp, Landgraf, Lontine, McCluskie, McKeen, McLachlan, Melton, Michaelson Jenet, Mullica, Neville, Pelton, Ransom, Roberts, Saine, Sandridge, Sirota, Snyder, Soper, Sullivan, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Will, Williams D., Speaker

SB19-173 by Senator(s) Donovan and Pettersen, Bridges; also Representative(s) Kraft-Tharp and Hansen--Concerning the creation of the Colorado secure savings plan board to study appropriate approaches to increase the amount of retirement savings by Colorado's private sector workers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Gonzalez-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Roberts, Sirota, Snyder, Titone, Valdez A., Wilson, Speaker

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

HB19-1320 by Representative(s) Kennedy and Lontine; also Senator(s) Winter--Concerning requiring certain health care providers to be accountable to their communities.

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Kipp, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Sirota, Snyder, Titone, Valdez A., Valdez D., Weissman, Speaker

House Journal--116th Day--April 29, 2019

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YES 45 NO 20 EXCUSED 0 ABSENT 0

Arndt Y Exum Y Landgraf N Saine N
Baisley N Froelich Y Larson Y Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck N Gray Y McKeen N Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich N Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Duran, Exum, Galindo, Hooton, Jackson, McCluskie, Mullica, Roberts, Singer, Sirota, Snyder, Titone
HB19-1335 by Representative(s) Gonzales-Gutierrez and Bockenfeld; also Senator(s) Lee and Cooke--Concerning expungement of juvenile records, and, in connection therewith, making clarifying changes to the expungement process and procedure and clarifying that juvenile record expungement applies to municipal courts.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Benavidez, Bird, Caraveo, Coleman, Cutter, Duran, Esgar, Exum, Galindo, Gray, Hansen, Herod, Hooton, Jackson, Kennedy, Kipp, Lontine, Melton, Michaelson Jenet, Snyder, Titone, Valdez A., Valdez D., Weissman, Speaker

SB19-107 by Senator(s) Donovan; also Representative(s) Roberts--Concerning the installation of broadband internet service infrastructure.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1253 by Representative(s) Landgraf and Buckner; also Senator(s) Hisey and Gonzales--Concerning a prohibition on discrimination against a living organ donor in certain insurance policies.

(Amended as printed in Senate Journal, April 22, 2019.)

Representative Buckner moved that the House not concur in Senate amendments and that a Conference Committee be appointed. The motion was declared passed by the following roll call vote:

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The Speaker appointed Representatives Buckner, Chairman, Landgraf and Titone as House Conferees to the bill.
HB19-1160  by Representative(s) Landgraf and Singer, Pelton, Bockenfeld, Larson, Wilson, McKean, Catlin, Gonzales-Gutierrez, Mullica; also Senator(s) Lee and Gardner--Concerning a mental health facility pilot program, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Landgraf moved that the House not concur in Senate amendments and that a Conference Committee be appointed with permission to go beyond the scope of the difference between the House and the Senate. The motion was declared passed by the following roll call vote:

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The Speaker appointed Representatives Singer, Chairman, Landgraf and Sirota as House Conferees to the bill.

CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Hansen moved that the First Conference Committee on SB19-077 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by viva voce vote.

CHANGE IN CONFERENCE COMMITTEE APPOINTMENT

The Speaker announced the appointment of Representative Beckman to replace Representative Carver to the Conference Committee on SB19-077.
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 29, 2019 only:

Health and Insurance

Representative Kipp to replace Representative Jaquez Lewis

On motion of Representative Garnett, SB19-168, 145, 169, 013, 217, 066, 199, 222, 223, 251, 252, 108, 224, 253, 254, 258, 240, 040, 150, 175 were made Special Orders on April 29, 2019, at 11:30 a.m.

The hour of 11:30 a.m., having arrived, on motion of Representative Mullica, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-168 by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez; also Representative(s) Weissman and Herod, Snyder, Soper, Van Winkle--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules of state agencies.

Amendment No. 1, by Representative(s) Weissman.

Amend reengrossed bill, page 4, strike lines 4 through 8 and substitute:

"(k) Department of natural resources;".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-145 by Senator(s) Todd; also Representative(s) Valdez A.--Concerning the continuation of the regulation of dialysis care by the department of public health and environment.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-169 by Senator(s) Tate and Bridges; also Representative(s) Arndt and Titone--Concerning project management competencies for certain state contracts.

Amendment No. 1, Business Affairs & Labor Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

Amendment No. 2, by Representative(s) Titone.

Amend reengrossed bill, page 2, line 3, strike "and (1)(a.5)(VI)".

Page 3, line 16, after "request;" add "AND".

Page 3, strike lines 17 through 20.

Renumber succeeding subparagraph accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-013 by Senator(s) Marble and Ginal; also Representative(s) Hooton and Ransom--Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding a condition for which a physician could prescribe an opiate to the list of disabling medical conditions for medical marijuana use.

Amendment No. 1, Health & Insurance Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-217 by Senator(s) Foote and Tate; also Representative(s) Snyder--Concerning healthcare provider liens related to charges for medical care provided to a person injured as a result of the negligence or wrongful acts of another person.

Amendment No. 1, Judiciary Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-066 by Senator(s) Todd; also Representative(s) Buentello--Concerning high-cost special education grants awarded from a trust fund established for that purpose.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-222 by Senator(s) Lee and Story, Bridges, Gonzales, Hisey, Rankin, Winter; also Representative(s) Esgar and Landgraf, Herod, Larson, Liston, Pelton, Rich, Roberts, Sandridge, Soper, Will, Wilson--Concerning the improvement of access to behavioral health services for individuals at risk of institutionalization, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-223 by Senator(s) Lee and Gardner; also Representative(s) Weissman and Landgraf--Concerning actions related to competency to proceed, and, in connection therewith, making and reducing an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-251 by Senator(s) Rankin and Todd, Bridges, Moreno, Tate, Zenzinger; also Representative(s) Hansen and Titone, Baisley, Esgar, Ransom, Singer--Concerning the implementation of certain recommendations from the independent evaluation of the state's information technology resources, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-252 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar and Hansen, Ransom--Concerning the timing of joint committee of reference hearings under the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act", and, in connection therewith, reducing an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-253 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar and Ransom, Hansen--Concerning specifying that the department of education is not a state agency for purposes of the office of information technology.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-258 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar, Hansen, Ransom--Concerning child welfare services funded through federal child welfare laws, and, in connection therewith, making and reducing an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-108 by Senator(s) Lee and Gardner; also Representative(s) Michaelson Jenet and Soper--Concerning changes to improve outcomes for youth in the juvenile justice system, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-224 by Senator(s) Gonzales and Fenberg; also Representative(s) Herod and Van Winkle--Concerning the continuation of the regulated marijuana programs, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Amendment No. 1, Finance Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 2, by Representative(s) Gray.

Amend the Finance Committee Report, dated April 26, 2019, page 9, line 11, strike "STORES AND" and substitute "STORES, RETAIL MARIJUANA STORES,".

Page 9, line 12, strike "TRANSPORTERS" and substitute "TRANSPORTERS, AND RETAIL MARIJUANA TRANSPORTERS".

Page 9, line 33, strike "GUARDIAN," and substitute "GUARDIAN OR INDIVIDUAL,".

Page 10, line 6, after "PRODUCTS" insert "OR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS".

Page 10, strike lines 21 through 29 and substitute:

"(N) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND MEDICAL MARIJUANA PRODUCTS OR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT MEDICAL MARIJUANA AND MEDICAL MARIJUANA PRODUCTS OR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS CANNOT BE PLACED INTO A DELIVERY
VEHICLE UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA STORE OR RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND".

Page 12 of the report, after line 4, insert:

"Page 55, line 7, after "license" insert "OR PERMIT".

Page 33 of the report, line 13, strike "PATIENT'S" and substitute "INDIVIDUAL'S".

Strike "MARIJUANA-INFUSED" and substitute "MARIJUANA" on: Page 9, line 6; Page 10, line 5, line 19, line 22, and line 24; Page 22, line 10, line 34, and line 36; Page 23, line 11, line 18, line 21, line 35, and line 40; Page 24, line 12 and line 25; Page 25, line 12, line 24, and line 35; Page 26, line 5 and line 8; Page 27, line 16; Page 28, line 3, line 5, line 9, line 18, and line 31; Page 29, line 3, line 21, and line 34; Page 30, line 4, line 9, line 20, and line 23.

Amendment No. 3, by Representative(s) Gray.

Amend reengrossed bill, page 28, line 21, strike "declaration." and substitute "declaration - repeal."

Page 33, after line 25 insert:

"(7) (a) THE STATE LICENSING AUTHORITY SHALL CONVENE A STAKEHOLDER WORK GROUP OF LICENSED MARIJUANA BUSINESSES AND REGISTERED HEMP PRODUCTS MANUFACTURERS TO ADVISE THE STATE LICENSING AUTHORITY ON THE RULE-MAKING PROCESS RELATED TO SECTIONS 44-10-501(3)(e), 44-10-503 (5)(b), 44-10-601 (3)(e), AND 44-10-603 (11).

(b) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Amendment No. 4, by Representative(s) Gray.

Amend reengrossed bill, page 102, after line 13 insert:

"(7) A MEDICAL MARIJUANA CULTIVATION FACILITY SHALL ONLY OBTAIN MEDICAL MARIJUANA SEEDS OR IMMATURE PLANTS FROM ITS OWN MEDICAL MARIJUANA, COMMONLY OWNED FROM THE RETAIL MARIJUANA OF AN IDENTICAL DIRECT BENEFICIAL OWNER, OR MARIJUANA THAT IS PROPERLY TRANSFERRED FROM ANOTHER MEDICAL MARIJUANA BUSINESS PURSUANT TO THE INVENTORY TRACKING REQUIREMENTS IMPOSED BY RULE.".

Page 126, after line 20 insert:

"(12) A RETAIL MARIJUANA CULTIVATION FACILITY SHALL ONLY OBTAIN RETAIL MARIJUANA SEEDS OR IMMATURE PLANTS FROM ITS OWN RETAIL MARIJUANA, COMMONLY OWNED FROM THE MEDICAL MARIJUANA OF AN IDENTICAL DIRECT BENEFICIAL OWNER, OR MARIJUANA THAT IS
PROPERLY TRANSFERRED FROM ANOTHER RETAIL MARIJUANA BUSINESS
PURSUANT TO THE INVENTORY TRACKING REQUIREMENTS IMPOSED BY
RULE.".

Representative Baisley requested the bill be read at length. The bill was
read in part.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-254 by Senator(s) Zenzinger, Moreno, Rankin; also
Representative(s) Ransom, Esgar, Hansen--Concerning the
nursing home penalty cash fund, and, in connection
therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

____________________________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Van Winkle and Williams moved to amend the Report
of the Committee of the Whole to reverse the action taken by the
Committee in not adopting the following Williams amendment, to
SB 19-252, to show that said amendment passed, and that SB 19-252, as
amended, passed.

Amend reengrossed bill, page 2, line 3, strike "and repeal (2)(a.5)" and
substitute "repeal (2)(a.5); and add (6)".

Page 3, after line 18 insert:
"(6) A LEGISLATIVE COMMITTEE MAY ADMINISTER AN OATH TO
ANY PERSON TESTIFYING BEFORE THAT COMMITTEE PURSUANT TO THIS
SECTION, UNDER PENALTY OF PERJURY.".

The amendment was declared lost by the following roll call vote:

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Representative Benavidez moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Benavidez amendment, to SB 19-224, to show that said amendment passed, and that SB 19-224, as amended, passed.

Amend reengrossed bill, page 4, strike lines 21 through 27.

Page 5, strike lines 1 through 7.

Renumber succeeding sections accordingly.

Page 143, strike lines 17 through 27.

Page 144, strike lines 1 through 4.

Page 176, line 19, strike "5 through 37" and substitute "4 through 36".

The amendment was declared lost by the following roll call vote:

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Speaker N

_______________

ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<tr>
<th>YES</th>
<th>39</th>
<th>NO</th>
<th>24</th>
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<td>Lewis</td>
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<td>Y</td>
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</tbody>
</table>
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for April 29, 2019 only:

**Business Affairs and Labor**
- Representative Exum to replace Representative Bird
- Representative Valdez A. to replace Representative Snyder
- Representative McCluskie to replace Representative Sullivan

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

**BUSINESS AFFAIRS & LABOR**

After consideration on the merits, the Committee recommends the following:

**SB19-177** be referred favorably to the Committee on Finance.

**SB19-239** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 10, line 14, strike "OF".

Page 12, after line 13 insert:

"(8) **NOTHING IN THIS SECTION SHALL SUPPLANT THE ACTIVITIES OR WORK BEING CONDUCTED BY THE FREIGHT ADVISORY COUNCIL.**".

**SB19-248** be referred favorably to the Committee on Appropriations.
FINANCE

After consideration on the merits, the Committee recommends the following:

SB19-186 be referred favorably to the Committee on Appropriations.

SB19-255 be referred to the Committee of the Whole with favorable recommendation.

HEALTH & INSURANCE

After consideration on the merits, the Committee recommends the following:

SB19-015 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 21 through 27. Page 4, line 1, strike "(d)" and substitute "(c)".

SB19-073 be referred favorably to the Committee on Appropriations.

SB19-195 be referred favorably to the Committee on Appropriations.

SB19-228 be referred favorably to the Committee on Appropriations.

SB19-238 be referred favorably to the Committee on Appropriations.

SB19-242 be referred to the Committee of the Whole with favorable recommendation.

SB19-245 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 11 through 15 and substitute:

"(2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, SECTION 26-2-127 (1)(a)(I), AND SECTION 24-4-105 (14)(a)(I), FOR PURPOSES OF THE FOOD STAMP PROGRAM, THE STATE DEPARTMENT MAY PROMULGATE RULES REQUIRING ANY PARTY TO FILE A NOTICE OF INTENT TO FILE EXCEPTIONS WITH THE STATE DEPARTMENT, IN WRITING, WITHIN FIVE DAYS AFTER SERVICE OF THE INITIAL DECISION UPON THE PARTY, OR OTHERWISE FORGO THE ABILITY TO FILE EXCEPTIONS.".
SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1023, 1025, 1030, 1080, 1092, 1128, 1149, 1178, 1207, 1208, 1214, 1217, 1220, 1232; SB19-003, 162, 174, 185, 194, 208, and 214; SJR19-007.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: HB19-1023, 1025, 1030, 1080, 1092, 1128, 1149, 1178, 1207, 1208, 1214, 1217, 1220, 1232 at 3:06 p.m. on April 29, 2019.

MESSAGE FROM THE SENATE

The Senate has voted to concur in House Amendments to SB19-197, 161, and 202. The bills have been repassed as amended.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

SB19-240 by Senator(s) Marble and Fenberg; also Representative(s) McLachlan and Saine, Arndt--Concerning the regulation of commercial products containing industrial hemp.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-040 by Senator(s) Hisey and Fields; also Representative(s) Carver and Roberts--Concerning the establishment of the
Colorado fire commission, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-175 by Senator(s) Foote; also Representative(s) Roberts--Concerning the penalties imposed on the driver of a motor vehicle who causes serious bodily injury to a vulnerable road user, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Insurance Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-180 by Senator(s) Winter; also Representative(s) McCluskie--Concerning the creation of an eviction legal defense fund, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-008 by Senator(s) Priola and Pettersen; also Representative(s) Kennedy and Singer--Concerning treatment of individuals with substance use disorders who come into contact with the criminal justice system, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 29, 2019, and placed in member's bill file; Report also printed in House Journal, April 29, 2019.

Amendment No. 2, by Representative(s) Kennedy.

Amend reengrossed bill, strike page 15 and substitute:

"SECTION 9. Act subject to petition - effective date.

(1) Except as otherwise provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) Section 4 of this act takes effect only if House Bill 19-1275 does not become law.".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-156 by Senator(s) Rodriguez; also Representative(s) Sullivan--
Concerning the continuation of the state electrical board,
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Amendment No. 1, Business Affairs & Labor Report, dated April 24,
2019, and placed in member's bill file; Report also printed in House

Amendment No. 2, Finance Report, dated April 26, 2019, and placed in
member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

SB19-157 by Senator(s) Winter; also Representative(s) Cutter--
Concerning the continuation of the fire suppression
programs of the division of fire prevention and control in
the department of public safety, and, in connection
therewith, implementing the recommendation contained in
the 2018 sunset report by the department of regulatory
agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-158 by Senator(s) Ginal; also Representative(s) Froelich--
Concerning the continuation of the "Pet Animal Care and
Facilities Act", and, in connection therewith,
implementing some of the recommendations contained in
the 2018 sunset report by the department of regulatory
agencies and making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

SB19-188 by Senator(s) Winter and Williams A., Bridges, Court,
Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales,
Lee, Moreno, Pettersen, Todd; also Representative(s) Gray
and Duran, Arndt, Buckner, Caraveo, Coleman, Cutter,
Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez,
Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp,
Lontine, McLachlan, Melton, Michaelson Jenet, Mullica,
Roberts, Singer, Sierra, Sullivan, Tipper, Titone,
Valdez A.--Concerning the creation of a family and
medical leave insurance program, and, in connection
therewith, creating an implementation plan for a family
and medical leave insurance program.

Amendment No. 1, Finance Report, dated April 26, 2019, and placed in
member's bill file; Report also printed in House Journal, April 26, 2019.
Amendment No. 2, Appropriations Report, dated April 29, 2019, and placed in member's bill file; Report also printed in House Journal, April 29, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-198 by Senator(s) Todd and Coram; also Representative(s) Buentello and Gray--Concerning the continued management of waste tires, and, in connection therewith, making and reducing an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-193 by Senator(s) Ginal and Lee, Gardner; also Representative(s) Tipper--Concerning the continuation of the "Colorado Medical Practice Act", and, in connection therewith, continuing the Colorado medical board, eliminating the sixty-day limit on the pro bono license, repealing the requirement that a letter of admonition be sent to licensees by certified mail, and updating language and making technical amendments.

Amendment No. 1, Finance Report, dated April 26, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-227 by Senator(s) Pettersen and Gonzales; also Representative(s) Kennedy and Herod--Concerning the reduction of harm caused by substance use disorders, and, in connection therewith, authorizing schools to obtain a supply of opiate antagonists; specifying that a licensed or certified hospital may be used as a clean syringe exchange site; creating the opiate antagonist purchase fund; expanding the household medication take-back program in the department of public health and environment; authorizing a person that makes an automated external defibrillator available to the public to also make an opiate antagonist available; requiring the department of human services to create a policy concerning the identification of certain individuals with a substance use disorder, and making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-239 by Senator(s) Winter and Bridges; also Representative(s) Gray and Hansen--Concerning means of addressing the impacts of technological and business model changes related to commercial vehicles, and, in connection therewith, requiring the department of transportation to convene and consult with a stakeholder group to examine
impacts of new transportation technologies and business models, identify means of addressing impacts, and report findings and make recommendations to the general assembly.

Laid over until April 30, retaining place on Calendar.

SB19-255  by Senator(s) Court and Tate; also Representative(s) Herod and Esgar--Concerning the establishment of the ratio of valuation for assessment for residential real property.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-242  by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-245  by Senator(s) Gonzales; also Representative(s) Tipper--Concerning granting the department of human services rule-making authority to amend the length of time permitted to satisfy administrative appeal requirements for the food stamp program in order to comply with federal law.

Amendment No. 1, Health & Insurance Report, dated April 29, 2019, and placed in member's bill file; Report also printed in House Journal, April 29, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-241  by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez; also Representative(s) Weissman, Herod, Snyder, Soper, Van Winkle--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
On motion of Representative Kennedy, consideration of the following bills on the Special Orders Calendar was laid over until April 30, retaining place on Calendar: SB19-199, 246, 150.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Liston and McKean moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in adopting SB 19-156, to show that SB 19-156, as amended, lost.

The amendment was declared lost by the following roll call vote:

```
YES 25  NO 39  EXCUSED 1  ABSENT 0
Arndt  N  Exum  N  Landgraf  Y  Saine  Y
Baisley  Y  Froelich  N  Larson  Y  Sandridge  Y
Beckman  Y  Galindo  N  Lewis  Y  Singer  N
Benavidez  N  Garnett  N  Liston  Y  Sirota  N
Bird  N  Geitner  Y  Lontine  N  Snyder  N
Bockenfeld  Y  Gonzales-Gutierrez  N  McCluskie  N  Soper  Y
Buck  Y  Gray  N  McKea  Y  Sullivan  N
Buckner  N  Hansen  N  McLachlan  N  Tipper  N
Bueneltlo  N  Herod  N  Melton  N  Titone  N
Caraveo  N  Hooton  N  Michaelson Jenet  N  Valdez A. N
Carver  Y  Humphrey  Y  Mullica  N  Valdez D. Y
Catlin  Y  Jackson  E  Neville  Y  Van Winkle  Y
Coleman  N  Jaquez Lewis  N  Pelton  Y  Weissman  N
Cutter  N  Kennedy  N  Ransom  Y  Will  Y
Duran  N  Kipp  N  Rich  Y  Williams D. Y
Esgar  N  Kraft-Tharp  N  Roberts  N  Wilson  Y
Speaker  N
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Representative Wilson moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Wilson amendment, to SB 19-156, to show that said amendment passed, and that SB 19-156, as amended, passed.

Amend reengrossed bill, page 12, line 10, strike "2032." and substitute "2025."

The amendment was declared lost by the following roll call vote:

```
YES 31  NO 33  EXCUSED 1  ABSENT 0
Arndt  N  Exum  Y  Landgraf  Y  Saine  Y
Baisley  Y  Froelich  Y  Larson  Y  Sandridge  Y
Beckman  Y  Galindo  N  Lewis  Y  Singer  N
Benavidez  N  Garnett  N  Liston  Y  Sirota  N
Bird  N  Geitner  Y  Lontine  N  Snyder  N
Bockenfeld  Y  Gonzales-Gutierrez  N  McCluskie  N  Soper  Y
Buck  Y  Gray  N  McKea  Y  Sullivan  N
Buckner  N  Hansen  N  McLachlan  Y  Tipper  N
Esgar  N  Kraft-Tharp  Y  Roberts  N  Wilson  Y
Speaker  N
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Representative Landgraf moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Landgraf, Beckman, and Carver amendment, to SB 19-188, to show that said amendment passed, and that SB 19-188, as amended, passed.

Amend reengrossed bill, page 13, after line 26 insert:

"SECTION 2. In Colorado Revised Statutes, add 39-22-104.8 as follows:

39-22-104.8. Pretax payments - leave savings account - definitions. (1) As used in this section:

(a) "DEPARTMENT" means the Department of Revenue.

(b) "ELIGIBLE LEAVE" means leave that an individual takes from work for one or more of the following reasons:

(I) The birth of a child of the individual and in order to care for the child;

(II) The placement of a child with the individual for adoption or foster care;

(III) To care for a spouse, child, or parent of the individual if the spouse, child, or parent has a serious health condition;

(IV) A serious health condition that makes the individual unable to perform the functions of the position of the individual; or

(V) Any qualifying exigency, as determined by the United States Secretary of Labor, arising out of the fact that a spouse, child, or parent of the individual is on covered active duty, or has been notified of an impending call or order to covered active duty, in the United States armed forces that would entitle the individual for leave under section 29 U.S.C. Sec. 2612 (a)(1)(E).

(c) "FINANCIAL INSTITUTION" means any state bank, state trust company, savings and loan association, federally chartered credit union doing business in the state, credit union chartered by the state, national bank, broker-dealer, mutual fund, insurance company, or other similar financial entity.

(d) "LEAVE SAVINGS ACCOUNT" or "ACCOUNT" means an account with a financial institution designated as such in accordance with subsection (3) of this section.

(2) (a) For income tax years commencing on or after January 1, 2020, amounts withheld from an individual's wages that are deposited in a leave savings account, up to an annual maximum of five thousand dollars, are excluded from the
INDIVIDUAL'S FEDERAL TAXABLE INCOME FOR PURPOSES OF THE STATE INCOME TAX IMPOSED BY SECTION 39-22-104.

(b) An employer may make a contribution to an employee's leave savings account in an amount up to a matching contribution for any contribution made by the employee. Employer contributions to an employee's leave savings account constitute a deduction from the employer's federal taxable income, pursuant to sections 39-22-104 (4)(z).

(3) Beginning January 1, 2020, an individual may open an account with a financial institution to be used by the individual solely as a leave savings account. For purposes of the income tax benefit conferred under this section, money may remain in an account for an unlimited duration without being subject to recapture or penalty and may be:

(a) withdrawn by the individual and used to pay for any expense incurred by the individual while he or she is on eligible leave; or

(b) used to pay a service fee that is deducted by the financial institution.

(4) (a) Except as set forth in subsection (4)(b) of this section, money withdrawn from a leave savings account that is used for any purpose other than those specified in subsection (3) of this section is subject to recapture as part of the individual's income in the taxable year in which it is withdrawn and to a penalty equal to ten percent of the amount recaptured. The penalty applies whether the money was excluded under this section or subtracted from federal taxable income under section 39-22-104 (4)(z) or 39-22-304 (3)(p).

(b) If the individual who created the leave savings account dies, then all of the money in the account that was subtracted from taxable income is subject to recapture in the taxable year of the death, but no penalty is due to the department.

(5) The department shall establish a form for an individual to annually report information about a leave savings account including, but not limited to, how the money from the fund is used, and identify any supporting documentation that is required to be maintained. To be eligible for the tax benefit under this section, an individual must annually file with his or her state income tax return the completed form and any other supporting documentation the department requires. The individual is responsible for maintaining documentation for the account and for any use of money from the account.

(6) (a) A financial institution is not required to:

(I) Designate an account as a leave savings account in the financial institution's account contracts or systems or in any other way;

(II) Track the use of money withdrawn from a leave savings account; or

(III) Report any information to the department or any other governmental agency that is not otherwise required by law.

(b) A financial institution is not responsible or liable for:

(I) Determining or ensuring that money in a leave savings
ACCOUNT IS USED FOR AN ELIGIBLE EXPENSE; OR

(II) REPORTING OR REMITTING TAXES OR PENALTIES RELATED TO
THE USE OF MONEY IN A LEAVE SAVINGS ACCOUNT.

(c) IN IMPLEMENTING THIS SECTION, THE DEPARTMENT SHALL NOT
ESTABLISH ANY ADMINISTRATIVE, REPORTING, OR OTHER REQUIREMENTS
ON FINANCIAL INSTITUTIONS THAT ARE OUTSIDE THE SCOPE OF NORMAL
ACCOUNT PROCEDURES.

(7) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT
THE DEPARTMENT FROM REQUESTING THAT A FINANCIAL INSTITUTION
PROVIDE TO THE DEPARTMENT DOCUMENTS CREATED IN THE NORMAL
COURSE OF BUSINESS TO VERIFY INFORMATION PROVIDED TO THE
DEPARTMENT BY A TAXPAYER WHO CREATED A LEAVE SAVINGS ACCOUNT.

SECTION 3. In Colorado Revised Statutes, 39-22-104, add

(4)(z) as follows:

39-22-104. Income tax imposed on individuals, estates, and
trusts - single rate - legislative declaration - definitions - repeal.

(4) There shall be subtracted from federal taxable income:

(z)(I) FOR INCOME TAX YEARS BEGINNING ON OR AFTER JANUARY
1, 2020:

(A) FOR AN EMPLOYER, AN AMOUNT EQUAL TO THE AMOUNT THE
EMPLOYER CONTRIBUTES TO AN EMPLOYEE'S LEAVE SAVINGS ACCOUNT;

(B) FOR AN EMPLOYEE, AN AMOUNT EQUAL TO THE AMOUNT
WITHHELD FROM AND INDIVIDUAL'S WAGES THAT ARE DEPOSITED IN THE
EMPLOYEE'S LEAVE SAVINGS ACCOUNT; AND

(C) AN AMOUNT EQUAL TO ANY INTEREST AND OTHER INCOME
EARNED ON THE INVESTMENT OF THE MONEY DURING THE TAXABLE YEAR
IN A TAXPAYER'S LEAVE SAVINGS ACCOUNT.

(II) AS USED IN THIS SUBSECTION (4)(z):

(A) "EMPLOYEE" HAS THE SAME MEANING AS SET FORTH IN
SECTION 39-22-604 (2)(a).

(B) "LEAVE SAVINGS ACCOUNT" HAS THE SAME MEANING AS SET
FORTH IN SECTION 39-22-104.8 (1)(d).

SECTION 4. In Colorado Revised Statutes, 39-22-304, add

(3)(p) as follows:

39-22-304. Net income of corporation - legislative declaration
- definitions - repeal. (3) There shall be subtracted from federal taxable
income:

(p) FOR INCOME TAX YEARS BEGINNING ON OR AFTER JANUARY 1,
2020, FOR AN EMPLOYER, AN AMOUNT EQUAL TO THE AMOUNT THE
EMPLOYER CONTRIBUTES TO AN EMPLOYEE'S LEAVE SAVINGS ACCOUNT
CREATED IN ACCORDANCE WITH SECTION 39-22-104.8. THIS SUBTRACTION
IS ALLOWABLE EVEN IF THE CONTRIBUTION IS OTHERWISE EXCLUDED FROM
FEDERAL TAXABLE INCOME. AS USED IN THIS SUBSECTION (3)(p),
"EMPLOYEE" HAS THE SAME MEANING AS SET FORTH IN SECTION 39-22-604
(2)(a).

SECTION 5. In Colorado Revised Statutes, add 39-22-542 as
follows:


(1) AS USED IN THIS SECTION, "EMPLOYEE" HAS THE SAME MEANING AS
SET FORTH IN SECTION 39-22-604 (2)(a).

(2) (a) EXCEPT AS SET FORTH IN SUBSECTION (3) OF THIS SECTION,
FOR ANY INCOME TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2020,
A TAXPAYER IS ALLOWED A CREDIT AGAINST THE TAX IMPOSED BY THIS
ARTICLE 22 THAT IS EQUAL TO A PERCENTAGE OF THE AMOUNT THE
TAXPAYER PAID TO AN EMPLOYEE FOR THE PERIOD THE EMPLOYEE WAS ON
LEAVE FROM WORK DURING THE TAXABLE YEAR FOR ONE OF THE FOLLOWING REASONS:
(I) THE BIRTH OF A CHILD OF THE EMPLOYEE AND IN ORDER TO CARE FOR THE CHILD;
(II) THE PLACEMENT OF A CHILD WITH THE EMPLOYEE FOR ADOPTION OR FOSTER CARE;
(III) TO CARE FOR A SPOUSE, CHILD, OR PARENT OF THE EMPLOYEE IF THE SPOUSE, CHILD, OR PARENT HAS A SERIOUS HEALTH CONDITION; OR
(IV) A SERIOUS HEALTH CONDITION THAT MAKES THE EMPLOYEE UNABLE TO PERFORM THE FUNCTIONS OF THE POSITION OF THE EMPLOYEE.

(b) THE APPLICABLE PERCENTAGE FOR PURPOSES OF THE CREDIT IN SUBSECTION (2)(a) OF THIS SECTION IS:
(I) FIFTY PERCENT FOR A TAXPAYER THAT EMPLOYS FEWER THAN FIFTY EMPLOYEES DURING THE TAXABLE YEAR; OR
(II) TWENTY-FIVE PERCENT FOR A TAXPAYER THAT EMPLOYS FIFTY OR MORE EMPLOYEES DURING THE TAXABLE YEAR.

(3) TO CLAIM THE CREDIT UNDER SUBSECTION (2) OF THIS SECTION, A TAXPAYER MUST PAY THE EMPLOYEE FOR AT LEAST SIX WEEKS, BUT IN NO CASE SHALL A TAXPAYER CLAIM THE CREDIT FOR MORE THAN TWELVE WEEKS OF PAY. ANY PAYMENTS BY THE EMPLOYER FOR ACCRUED PAID VACATION, SICK, OR PERSONAL LEAVE ARE NOT ELIGIBLE FOR THE CREDIT.


Renumber succeeding section accordingly.

The amendment was declared lost by the following roll call vote:

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<td>Jaquez Lewis N</td>
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<td>Kennedy N</td>
<td>Ransom Y</td>
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<td>Kipp N</td>
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<td>Kraft-Tharp N</td>
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<tr>
<td>Speaker N</td>
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</tbody>
</table>
Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey and Williams amendment, to SB 19-227, to show that said amendment passed, and that SB 19-227, as amended, passed.

Amend reengrossed bill, page 3, after line 1 insert:

"SECTION 1.  Legislative declaration.  The general assembly hereby finds and declares that it is the intent of the general assembly that no state money is used in the funding of safe use sites, otherwise known as heroin injection sites, in the state."

Renumber succeeding sections accordingly.

Page 19, line 1, strike "14 and 15" and substitute "15 and 16".

Page 19, lines 2 and 3, strike "14 and 15" and substitute "15 and 16".

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<th>ABSENT</th>
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<tbody>
<tr>
<td>24</td>
<td>40</td>
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</table>


Representative Beckman moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Beckman amendment, to SB 19-227, to show that said amendment passed, and that SB 19-227, as amended, passed.

Amend reengrossed bill, page 11 strike lines 1 through 6.

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


Laid over until date indicated retaining place on Calendar:

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE
BILLS(RESOLUTIONS)

HB19-1189 by Representative(s) Gray and Valdez A.; also Senator(s)
Bridges and Fields--Concerning wage garnishment reform,
and, in connection therewith, reducing disposable earnings
by health insurance premiums, reducing the amount that is
subject to garnishment, and providing more detailed
information to the judgment debtor regarding garnishment.

(Amended as printed in Senate Journal, April 22, 2019.)

Representative Valdez A. moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

<table>
<thead>
<tr>
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Arndt Y Exum Y Landgraf Y Saine N
Baisley N Froelich Y Larson Y Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck Y Gray Y McKeans Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton N Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin Y Jackson E Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will Y
Duran Y Kipp Y Rich N Williams D. Y
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
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Arndt Y Exum Y Landgraf N Saine N
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Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper N
Buck Y Gray Y McKeans Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin Y Jackson E Neville N Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will Y
Duran Y Kipp Y Rich N Williams D. Y
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y
HB19-1244 by Representative(s) Coleman and Carver, Singer; also
Senator(s) Fields and Gardner, Cooke, Tate--Concerning
the peace officers mental health support grant program,
and, in connection therewith, allowing certain agencies to
apply for grants from the program and expanding the
permissible uses of money awarded as grants under the
program.

(Amended as printed in Senate Journal, April 22, 2019.)

Representative Carver moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call
vote:

<p>| | | | | | | |</p>
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<td>Y Williams D.</td>
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<td>Y Roberts</td>
<td>Y Wilson</td>
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<tr>
<td>Speaker</td>
<td>Y</td>
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</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.
HB19-1003 by Representative(s) Hansen and Valdez A.; also Senator(s) Foote and Story--Concerning community solar gardens.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Valdez A. moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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<td>Liston</td>
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<td>Sirota</td>
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<td>Valdez A.</td>
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<tr>
<td>Catlin</td>
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<td>Y</td>
<td>Wilson</td>
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</tbody>
</table>

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
<tr>
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<td>Coleman</td>
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<td>Jaquez Lewis</td>
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<td>Pelton</td>
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</tbody>
</table>
HB19-1138 by Representative(s) Williams D. and Melton, Humphrey; also Senator(s) Williams A. and Priola--Concerning the credit an owner of a vehicle may receive for fees paid to register a motor vehicle when the vehicle is sold before the registration expires, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Williams moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

<table>
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<th>YES</th>
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<td>Roberts</td>
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</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
HB19-1183 by Representative(s) Roberts; also Senator(s) Bridges--

Concerning the placement of automated external
defibrillators in public places, and, in connection
therewith, making an appropriation.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Roberts moved that the House **concur** in Senate
amendments. The motion was declared **passed** by the following roll call
vote:

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<td>Kipp</td>
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<td>Rich</td>
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<tr>
<td>Esgar</td>
<td>Y</td>
<td>Kraft-Tharp</td>
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<td>Roberts</td>
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</table>

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared **repassed**.

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Speaker Y
HB19-1222  by Representative(s) Kipp and McCluskie; also Senator(s)
Story--Concerning a grant program to reduce the amount
of the international baccalaureate exam fee paid by
students.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Kipp moved that the House **concur** in Senate
amendments. The motion was declared **passed** by the following roll call
vote:

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</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared **repassed**.

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HB19-1247 by Representative(s) Valdez D. and Catlin; also Senator(s) Donovan and Coram--Concerning a study by the commissioner of agriculture on the potential applications for blockchain technology in agricultural operations.

(Amended as printed in Senate Journal, April 24, 2019.)

Representative Valdez D. moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Speaker Y
HB19-1051 by Representative(s) Carver and McLachlan; also
Senator(s) Gardner and Ginal--Concerning human
trafficking prevention training by the department of public
safety.

(Amended as printed in Senate Journal, April 25, 2019.)

Representative Carver moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call
vote:

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Speaker Y

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

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<td>Y</td>
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Speaker Y
Co-sponsor(s) added: Representative(s) Benavidez, Humphrey, Jaquez Lewis, Lontine, Melton, Sandridge, Singer, Soper, Valdez A., Valdez D., Van Winkle

HB19-1269 by Representative(s) Cutter and Sullivan, Kipp, Michaelson Jenet, Mullica; also Senator(s) Ginal and Gardner--Concerning measures to improve behavioral health care coverage practices, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 25, 2019.)

Representative Sullivan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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| Beckman N | Galindo Y | Lewis N | Singer Y |
| Benavidez Y | Garnett Y | Liston N | Sirota Y |
| Bird Y | Geitner N | Lontine Y | Snyder Y |
| Bockenfeld Y | Gonzales-Gutierrez Y | McCluskie Y | Soper Y |
| Buck N | Gray Y | McKeen N | Sullivan Y |
| Buckner Y | Hansen Y | McLachlan Y | Tipper Y |
| Buentello Y | Herod Y | Melton Y | Titone Y |
| Caraveo Y | Hooton Y | Michaelson Jenet Y | Valdez A. Y |
| Carver N | Humphrey N | Mullica Y | Valdez D. Y |
| Catlin N | Jackson E | Neville Y | Van Winkle Y |
| Coleman Y | Jaquez Lewis Y | Pelton Y | Weissman Y |
| Cutter Y | Kennedy Y | Ransom Y | Will Y |
| Duran Y | Kipp Y | Rich Y | Williams D. Y |
| Esgar Y | Kraft-Tharp Y | Roberts Y | Wilson Y |
| Speaker Y | |

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
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| Arndt Y | Exum Y | Landgraf Y | Saine N |
| Baisley N | Froelich Y | Larson Y | Sandridge N |
HB19-1274 by Representative(s) Snyder; also Senator(s) Hisey--
Concerning the ability of the boards of county
commissioners to delegate to county administrative
officials certain land use determinations affecting
subdivision platting.

(Amended as printed in Senate Journal, April 26, 2019.)

Representative Snyder moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call
vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.
HB19-1239 by Representative(s) Tipper and Caraveo; also Senator(s) Priola and Winter--Concerning the promotion of an accurate count in the decennial census by creating a census outreach program, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Tipper moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
### CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

**SB19-090** by Senator(s) Scott, Donovan; also Representative(s) Gray--Concerning the operation of peer-to-peer motor vehicle sharing businesses.


On motion of Representative Gray, the Conference Committee Report was **adopted** by the following roll call vote:

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Speaker Y

Co-sponsor(s) added: Representative(s) Buentello, Froelich
The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.

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Buck N Gray Y McKeen Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton N Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson E Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts N Wilson N

Co-sponsor(s) added: Representative(s) Hooton

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until April 30, retaining place on Calendar:

Consideration of Resolution(s)--HR19-1006, SJR19-009, HR19-1007.
Consideration of Senate Amendment(s)--HB19-1262, 1076, 1202, 1216, 1233, 1246, 1248, 1250, 1315.

MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

<table>
<thead>
<tr>
<th>Bill</th>
<th>Action Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB19-244</td>
<td>Amended in Special Orders as printed in Senate Journal, April 27, 2019.</td>
</tr>
<tr>
<td>SB19-007</td>
<td>Amended in General Orders as printed in Senate Journal, April 23, 2019.</td>
</tr>
<tr>
<td>HB19-1278</td>
<td>Amended in Special Orders as printed in Senate Journal, April 27, 2019.</td>
</tr>
</tbody>
</table>

The Senate has passed on Third Reading and returns herewith:

HB19-1258, 1257, and 1280.
MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, **HB19-1278**.
without comment, as amended, **SB19-007** and **244**.

---------------

INTRODUCTION OF BILLS
First Reading

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

**SB19-007** by Senator(s) Pettersen and Winter; also Representative(s)
McLachlan and Buckner--Concerning the prevention of sexual misconduct on higher education campuses.
Committee on Education

**SB19-244** by Senator(s) Winter and Gardner, Moreno; also
Representative(s) Lontine--Concerning statutory changes to implement changes to the workplace policies of the general assembly, and, in connection therewith, making an appropriation.
Committee on State, Veterans, & Military Affairs

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CHANGE IN CONFERENCE COMMITTEE APPOINTMENT

The Speaker announced the appointment of Representative Tipper to replace Representative Jackson to the Conference Committee on SB19-002.

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On motion of Representative Garnett, the House adjourned until 9:00 a.m., April 30, 2019.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
Prayer by Father Major Mark McGregor, 50th Space Wing Shreiver Air Force Base, Regis Jesuit University.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Isaiah Gomez, La Junta High School.

The roll was called with the following result:

Present--50.

Excused--Representative(s) Bird, Bockenfeld, Coleman, Esgar, Gray, Hansen, Jackson, Kennedy, Kraft-Tharp, McCluskie, Pelton, Ransom, Rich, Synder, Valdez D.--15.

Present after roll call--Representative(s) Bird, Bockenfeld, Coleman, Esgar, Gray, Hansen, Jackson, Kennedy, Kraft-Tharp, McCluskie, Pelton, Ransom, Rich, Synder, Valdez D.

The Speaker declared a quorum present.

On motion of Representative Larson, the House Journal of April 29, 2019, was declared approved as corrected by the Chief Clerk.

CONSIDERATION OF RESOLUTION(S)

HR19-1006 by Representative(s) Becker and Neville--Concerning changes to the rules of the house of representatives to implement workplace policies of the general assembly.

(Printed and placed in members' files.)

On motion of Representative Becker, the resolution was adopted by viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Baisley, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jaquez Lewis, Kennedy, Kipp,
The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**SB19-168** by Senator(s) Lee and Gardner, Cooke, Foote, Rodriguez; also Representative(s) Weissman and Herod, Snyder, Soper, Van Winkle--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules of state agencies.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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<td>Hooton Y</td>
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Co-sponsor(s) added: Representative(s) Buckner, Duran, Exum, Galindo, Gonzales-Gutierrez, Hooton, Lontine, Michaelson Jenet, Sirota

**SB19-145** by Senator(s) Todd; also Representative(s) Valdez A.--Concerning the continuation of the regulation of dialysis care by the department of public health and environment.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.
Co-sponsor(s) added: Representative(s) Duran, Exum, Galindo, Herod, Kraft-Tharp, McLachlan, Titone, Valdez D.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bockenfeld, Duran, Hansen, Mullica

SB19-013 by Senator(s) Marble and Ginal; also Representative(s) Hooton and Ransom--Concerning the conditions for medical marijuana use for disabling medical conditions,
and, in connection therewith, adding a condition for which a physician could prescribe an opioid to the list of disabling medical conditions for medical marijuana use.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>

SB19-217

by Senator(s) Foote and Tate; also Representative(s) Snyder and Bockenfeld--Concerning healthcare provider liens related to charges for medical care provided to a person injured as a result of the negligence or wrongful acts of another person.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Exum

SB19-066 by Senator(s) Todd; also Representative(s) Buentello--
Concerning high-cost special education grants awarded
from a trust fund established for that purpose.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Cutter, Duran, Esgar, Exum, Galindo, Gray, Hooton, Lontine, Michaelson Jenet, Valdez D., Wilson, Speaker

SB19-222 by Senator(s) Lee and Story, Bridges, Gonzales, Hisey, Rankin, Winter; also Representative(s) Esgar and Landgraf, Herod, Larson, Liston, Pelton, Rich, Roberts, Sandridge, Soper, Will, Wilson--Concerning the
improvement of access to behavioral health services for
individuals at risk of institutionalization, and, in
connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.
The question being "Shall the bill pass?".  
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Duran, Hooton, Valdez D., Van Winkle

SB19-252 by Senator(s) Moreno, Zenzinger, Rankin; also Representative(s) Esgar and Hansen, Ransom--Concerning the timing of joint committee of reference hearings under the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act", and, in connection therewith, reducing an appropriation.

The question being "Shall the bill pass?".  
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-253 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar and Ransom, Hansen--Concerning specifying that the department of education is not a state agency for purposes of the office of information technology.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-258 by Senator(s) Rankin, Moreno, Zenzinger; also Representative(s) Esgar, Hansen, Ransom--Concerning child welfare services funded through federal child welfare laws, and, in connection therewith, making and reducing an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Kennedy, Titone, Valdez D.
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Cutter, Duran, Exum, Gonzales-Gutierrez, Herod, Kipp, Michaelson Jenet, Singer, Snyder, Sullivan, Titone, Valdez A., Valdez D.

**SB19-108** by Senator(s) Lee and Gardner; also Representative(s) Michaelson Jenet and Soper--Concerning changes to improve outcomes for youth in the juvenile justice system, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Soper was given permission to offer a Third Reading amendment:

<table>
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<tr>
<th>YES</th>
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| Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Cutter, Duran, Exum, Gonzales-Gutierrez, Herod, Kipp, Michaelson Jenet, Singer, Snyder, Sullivan, Titone, Valdez A., Valdez D. |
|---|---|---|---|
| 54 | 10 | 0 | 0 |

**Third Reading amendment No. 1**, by Representative Soper and Michaelson Jenet.

Amend revised bill, page 3, line 10, strike "TWENTY-NINE" and substitute "THIRTY".

Page 4, after line 2, insert:

"(VIII) THE ATTORNEY GENERAL OR HIS OR HER DESIGNEE;".

Renumber succeeding subparagraphs.

Page 4, strike lines 14 and 15 and substitute "PROGRAMS, ONE APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES;".
Page 4, line 22, after "CRIMES" insert "WITH EXPERIENCE IN JUVENILE CASES".

Page 4, strike lines 26 and 27 and substitute:
"(XVI) TWO EMPLOYEES OF COUNTIES WITH EXPERIENCE IN JUVENILE ASSESSMENTS OR PLACEMENT, ONE FROM A CLASS A OR B COUNTY AND ONE FROM A CLASS C OR D COUNTY APPOINTED".

The amendment was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

<table>
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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Cutter, Duran, Exum, Froelich, Galindo, Gonzalez-Gutierrez, Gray, Herod, Hooton, Kennedy, Kipp, Lontine, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Weissman
SB19-224 by Senator(s) Gonzales and Fenberg; also
Representative(s) Herod and Van Winkle--Concerning the
continuation of the regulated marijuana programs, and, in
connection therewith, implementing the recommendations
contained in the 2018 sunset report by the department of
regulatory agencies and making an appropriation.

Representative Valdez D. requested the bill be read at length. The bill was
read in part.

As shown by the following roll call vote, a majority of all members
elected to the House voted in the affirmative, and Representative Gray
was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 1**, by Representative Gray.

Amend revised bill, page 19, line 17, strike "(46)(a), (46)(b), OR (46)(c)"
and substitute "(50)(a), (50)(b), OR (50)(c)".

Page 19, line 27, strike "(46)(a)(I)" and substitute "(50)(a)(I)".

Page 21, line 21, strike "(47)(a) TO (47)(f)" and substitute "(51)(a) TO
(51)(f)".

Page 48, line 27, strike "44-10-503" and substitute "44-10-502".

Page 52, line 3, strike "44-10-311 (13)(c)" and substitute "44-10-313
(13)(c)".

Page 58, line 27, strike "(4)(b)" and substitute "(4)".

Page 73, line 24, strike "44-10-103 (19)(c)" and substitute "44-10-103
(17)(c)".

Page 73, line 27, strike "44-10-103 (19)(a) OR (19)(b)." and substitute
"44-10-103 (17)(a) OR (17)(b)."
Page 76, lines 26 and 27, strike "44-10-103 (46)(d)(1)" and substitute "44-10-103 (50)(d)(1)".

Page 88, line 14, strike "44-10-310 (4)," and substitute "44-10-309 (4),".

Strike "MARIJUANA-INFUSED" and substitute "MARIJUANA" on: Page 35, lines 23 and 26; and Page 36, lines 3 and 7.

Strike "44-10-203 (2)(cc)" and substitute "44-10-203 (2)(dd)" on: Page 119, line 4; Page 142, line 1; Page 156, line 2; and Page 176, line 26.

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

<table>
<thead>
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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Esgar, Galindo, Kennedy, Mullica, Snyder, Valdez A.
SB19-254 by Senator(s) Zenzinger, Moreno, Rankin; also Representative(s) Ransom, Esgar, Hansen--Concerning the nursing home penalty cash fund, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bockenfeld, Duran, Galindo, Lontine, Valdez D.

SB19-240 by Senator(s) Marble and Fenberg; also Representative(s) McLachlan and Saine, Arndt--Concerning the regulation of commercial products containing industrial hemp.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-040  by Senator(s) Hisey and Fields; also Representative(s) Carver and Roberts--Concerning the establishment of the Colorado fire commission, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Cutter, Duran, Esgar, Exum, Galindo, Geitner, Gray, Herod, Hooton, Kipp, Kraft-Tharp, Larson, Lontine, McCluskie, McLachlan, Michaelson Jenet, Singer, Sirota, Snyder, Titone, Valdez A., Valdez D., Will

SB19-175  by Senator(s) Foote; also Representative(s) Roberts--Concerning the penalties imposed on the driver of a motor vehicle who causes serious bodily injury to a vulnerable road user, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Esgar, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Kipp, Lontine, Michaelson Jenet, Roberts, Sirota, Titone, Valdez A., Weissman

SB19-156 by Senator(s) Rodriguez; also Representative(s) Sullivan--

Concerning the continuation of the state electrical board, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
SB19-157  by Senator(s) Winter; also Representative(s) Cutter--
Concerning the continuation of the fire suppression
programs of the division of fire prevention and control in
the department of public safety, and, in connection
therewith, implementing the recommendation contained in
the 2018 sunset report by the department of regulatory
agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<td>Wilson</td>
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<tr>
<td>Speaker</td>
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Co-sponsor(s) added: Representative(s) Duran, Exum, Jaquez Lewis, Lontine,
Michaelson Jenet, Titone, Valdez D., Will, Speaker

SB19-158  by Senator(s) Ginal; also Representative(s) Froelich--
Concerning the continuation of the "Pet Animal Care and
Facilities Act", and, in connection therewith,
implementing some of the recommendations contained in
the 2018 sunset report by the department of regulatory
agencies and making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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<td>Benavidez</td>
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<td>Liston</td>
<td>Sirota</td>
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Co-sponsor(s) added: Representative(s) Bird, Buentello

Speaker
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
SB19-193 by Senator(s) Ginal and Lee, Gardner; also Representative(s) Tipper--Concerning the continuation of the "Colorado Medical Practice Act", and, in connection therewith, continuing the Colorado medical board, eliminating the sixty-day limit on the pro bono license, repealing the requirement that a letter of admonition be sent to licensees by certified mail, and updating language and making technical amendments.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
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Baisley N Froelich Y Larson Y Sandridge N
Beckman N Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck N Gray Y McKeen Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver N Humphrey N Mullica Y Valdez D. Y
Catlin N Jackson E Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton N Weissman Y
Cutter Y Kennedy Y Ransom Y Will N
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Bird, Caraveo, Exum, Galindo, Hooton, Jaquez Lewis, McKean, Michaelson Jenet, Mullica

SB19-198 by Senator(s) Todd and Coram; also Representative(s) Buentello and Gray--Concerning the continued management of waste tires, and, in connection therewith, making and reducing an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Beckman Y Galindo Y Lewis N Singer Y
Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck N Gray Y McKeen Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
SB19-227 by Senator(s) Pettersen and Gonzales; also Representative(s) Kennedy and Herod--Concerning the reduction of harm caused by substance use disorders, and, in connection therewith, authorizing schools to obtain a supply of opiate antagonists; specifying that a licensed or certified hospital may be used as a clean syringe exchange site; creating the opiate antagonist purchase fund; expanding the household medication take-back program in the department of public health and environment; authorizing a person that makes an automated external defibrillator available to the public to also make an opiate antagonist available; requiring the department of human services to create a policy concerning the identification of certain individuals with a substance use disorder, and making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Benavidez Y, Garnett Y, Liston N, Sirota Y
Bird Y, Geitner Y, Lontine N, Snyder Y
Bockenfeld Y, Gonzales-Gutierrez Y, McCluskie Y, Soper N
Buck N, Gray Y, McKean N, Sullivan Y
Buckner Y, Hansen Y, McLachlan Y, Tipper Y
Buentello Y, Herod Y, Melton Y, Titone Y
Caraveo Y, Hooton Y, Michaelson Jenet Y, Valdez A. Y
Carver N, Humphrey Y, Mullica N, Valdez D. N
Catlin N, Jackson E, Neville N, Van Winkle N
Coleman Y, Jaquez Lewis Y, Pelton N, Weissman Y
Cutter Y, Kennedy Y, Ransom N, Will N
Duran Y, Kipp Y, Rich N, Williams D. N
Esgar Y, Kraft-Tharp Y, Roberts Y, Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Duran, Esgar, Galindo, Gonzales-Gutierrez, Hansen, Hooton, Kipp, Lontine, McCluskie, Michaelson Jenet, Mullica, Singer, Sirota, Valdez A., Speaker
SB19-255 by Senator(s) Court and Tate; also Representative(s) Herod and Esgar--Concerning the establishment of the ratio of valuation for assessment for residential real property.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<td>Roberts</td>
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</tbody>
</table>

Co-sponsor(s) added: Representative(s) Bockenfeld, Catlin, Garnett, Gray, Hansen, Hooton, Neville, Valdez D., Van Winkle, Speaker

SB19-242 by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

Laid over until May 1, retaining place on Calendar.

SB19-245 by Senator(s) Gonzales; also Representative(s) Tipper--Concerning granting the department of human services rule-making authority to amend the length of time permitted to satisfy administrative appeal requirements for the food stamp program in order to comply with federal law.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

HB19-1329 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend printed bill, page 2, line 7, strike "AND LIVESTOCK PRODUCTS." and substitute "COMMODITIES.".
Page 2, line 12, strike "AND LIVESTOCK PRODUCTS." and substitute "COMMODITIES.".

SB19-015 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend reengrossed bill, page 4, line 11, strike "$13,847" and substitute "$16,062".
Page 4, line 17, strike "$4,240" and substitute "$6,455".

SB19-020 be referred to the Committee of the Whole with favorable recommendation.

SB19-172 be referred to the Committee of the Whole with favorable recommendation.

SB19-186 be referred to the Committee of the Whole with favorable recommendation.

SB19-195 be referred to the Committee of the Whole with favorable recommendation.

SB19-204 be referred to the Committee of the Whole with favorable recommendation.

SB19-233 be referred to the Committee of the Whole with favorable recommendation.

SB19-238 be referred to the Committee of the Whole with favorable recommendation.
On motion of Representative Garnett, **SB19-020, 172, HB19-1333, 1329, SB19-204, 015, 186, 195, 238, 233, 235** were added to the Special Orders Calendar on April 30, 2019.

On motion of Representative Cutter, the House resolved itself into Committee of the Whole for consideration of Special Orders and she was called to the Chair to act as Chairman.

**SPECIAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**SB19-020** by Senator(s) Coram and Fields, Cooke, Marble; also Representative(s) McLachlan, Hooton--Concerning development of a system to patrol the airspace above wildland fires, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

**SB19-172** by Senator(s) Danielson and Ginal; also Representative(s) Singer--Concerning crimes related to an at-risk person, and, in connection therewith, creating the crimes of unlawful abandonment and unlawful confinement and making an appropriation.

Amendment No. 1, Judiciary Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

**HB19-1333** by Representative(s) Caraveo, Becker, Bird, Buckner, Coleman, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Lontine, McCluskie, Michaelson Jenet, Mullica, Roberts, Singer, Snyder; also Senator(s) Fields--Concerning the taxation of products that contain nicotine, and, in connection therewith, increasing the cigarette tax by eight and seventy-five one-hundredths cents per cigarette and the tobacco products tax by twenty-two percent of the manufacturer's list price; creating a tax on nicotine products that is equal to sixty-two percent of the manufacturer's list price; referring a ballot issue for prior voter approval for the new and increased taxes; and dedicating the new tax revenue for behavioral health
services for children and youth, health care affordability
and accessibility, the Colorado preschool program
expansion and enhancement, and the newly created
Colorado expanded learning opportunities program.

Amendment No. 1, Finance Report, dated April 26, 2019, and placed in
member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 2, Appropriations Report, dated April 29, 2019, and
placed in member's bill file; Report also printed in House Journal, April
29, 2019.

Amendment No. 3, by Representative(s) Caraveo.

Amend printed bill, page 7, line 12, strike "39-28.6-108 (4)" and
substitute "39-28.6-107 (4)".

Page 22, line 17, after "SELECTED" insert "OR CREATED".

Page 8, line 25, "SET FORTH IN SECTION 39-28-103 (2)" and substitute
"IMPOSED UNDER THIS ARTICLE 28".

Page 13, line 9, strike "INGESTED INTO THE BODY," and substitute
"DERIVED FROM TOBACCO OR CREATED SYNTHETICALLY, THAT IS
INTENDED FOR HUMAN CONSUMPTION,"

Page 34, after 7 insert:
(a) "BEHAVIORAL HEALTH" HAS THE SAME MEANING AS SET
FORTH IN SECTION 2-4-401 (1)."

Reletter the succeeding paragraphs accordingly.

Page 37, lines 2 and 3, strike "MONEY FROM" and substitute "THE NET
AMOUNT IN".

Page 40, line 21, strike "16" and substitute "18".

Page 40, line 25, strike "16" and substitute "18".

Amendment No. 4, by Representative(s) Caraveo.

Amend printed bill, line 14, strike "$____ ANNUALLY" and substitute
"$390,000,000 ANNUALLY IN THE FIRST FISCAL YEAR AND BY SUCH
AMOUNTS AS ARE RAISED ANNUALLY THEREAFTER".

Page 5, line 2, strike "BEHAVIORAL" and substitute "MENTAL".

Page 5, line 3, strike "USE" and substitute "ABUSE".

Amendment No. 5, by Representative(s) Bird.

Amend printed bill, page 22, line 6, after "ARTS," insert "SPORTS,
PHYSICAL EDUCATION,".

Page 22, line 16, strike "501 (c)" and substitute "501 (c)(3)".
Page 24, line 4, strike "FURTHER" and substitute "FACE-TO-FACE".

Page 31, line 3, after "WITHOUT" insert "ANY FACE-TO-FACE".

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-199 by Senator(s) Todd and Rankin; also Representative(s) McCluskie and Wilson--Concerning measures to support effective implementation of the "Colorado Reading to Ensure Academic Development Act" for all students who receive services pursuant to READ plans, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

_______________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Sandridge moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Sandridge amendment, to HB 19-1333, to show that said amendment passed, and that HB 19-1333, as amended, passed.

Amend printed bill, page 5, lines 5 and 6, strike "PROVIDE EXPANDED LEARNING OPPORTUNITIES FOR COLORADO'S CHILDREN AND YOUTH," and substitute "IMPROVE CLASSROOM FACILITIES ACROSS THE STATE,".

Page 34 of the bill, after line 18 insert:

"(e) "PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND" MEANS THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (1)."

Strike "EXPANDED LEARNING OPPORTUNITIES CASH" and insert "PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE" on: Page 35 of the bill, lines 3, 8, and 14.

Page 1 of the bill, strike line 113.

Page 2 of the bill, strike line 101 and substitute "ENHANCEMENT, AND THE "BUILDING EXCELLENT SCHOOLS TODAY ACT".".

The amendment was declared lost by the following roll call vote:

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Representative Humphrey moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Humphrey amendment, to HB 19-1333, to show that said amendment passed, and that HB 19-1333, as amended, passed.

Amend printed bill, page 12, after line 24, insert:

"(1) "CIGAR" MEANS A ROLL FOR SMOKING THAT IS OF ANY SIZE OR SHAPE AND THAT IS MADE WHOLLY OF TOBACCO, IRRESPECTIVE OF WHETHER THE TOBACCO IS PURE OR FLAVORED, ADULTERATED, OR MIXED WITH ANY OTHER INGREDIENT, IF THE ROLL HAS A WRAPPER MADE WHOLLY OF TOBACCO AND IF ONE THOUSAND OF THESE ROLLS COLLECTIVELY WEIGH MORE THAN THREE POUNDS."

Renumber succeeding subsections accordingly.

Page 14, line 2, strike "PRODUCTS." and substitute "PRODUCTS; EXCEPT THAT THE TAX ON CIGARS SHALL NOT EXCEED FIFTY CENTS PER CIGAR.".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not laying HB 19-1333 over, as amended, to the end of the Special Orders calendar, to show that HB 19-1333, as amended, did not pass but was laid over to the end of the Special Orders calendar.
The amendment was declared **lost** by the following roll call vote:

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**ADOPTION OF COMMITTEE OF THE WHOLE REPORT**


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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</table>

**Speaker**

**House in recess. House reconvened.**
REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION
After consideration on the merits, the Committee recommends the following:

SB19-007  be referred to the Committee of the Whole with favorable recommendation.

FINANCE
After consideration on the merits, the Committee recommends the following:

SB19-177  be referred favorably to the Committee on Appropriations.

STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

SB19-232  be referred favorably to the Committee on Appropriations.

SB19-236  be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend reengrossed bill, page 9, before line 13 insert:

"SECTION 6. In Colorado Revised Statutes, add 40-2-134 as follows:

40-2-134. Retail distributed generation - customers' rights - rules. A RETAIL ELECTRIC UTILITY CUSTOMER IS ENTITLED TO GENERATE, CONSUME, STORE, AND EXPORT ELECTRICITY PRODUCED FROM ELIGIBLE ENERGY RESOURCES TO THE ELECTRIC GRID THROUGH THE USE OF CUSTOMER-SITED RETAIL DISTRIBUTED GENERATION, AS DEFINED IN SECTION 40-2-124 (1)(a)(VIII), SUBJECT TO RELIABILITY STANDARDS, INTERCONNECTION RULES, AND PROCEDURES, AS DETERMINED BY THE COMMISSION."

Renumber succeeding sections accordingly.

SB19-244  be referred favorably to the Committee on Appropriations.

__________

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:

HB19-1329, 1330, 1331, 1332, 1333, 1334, 1335.

__________
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

HB19-1242 Amended in Special Orders as printed in Senate Journal, April 27, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1203.

In response to the House request for a conference committee on HB19-1253 the President appointed Senators Gonzales, Chair, Fields and Hisey to serve as the first conferees on the First Conference Committee on HB19-1253.

In response to the House request for a conference committee on HB19-1160 the President appointed Senators Lee, Chair, Ginal, and Gardner to serve as the first conferees on the First Conference Committee on HB19-1160.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

without comment, as amended, HB19-1242.

On motion of Representative Kraft-Tharp, the House resolved itself into Committee of the Whole for continuation of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

HB19-1329 by Representative(s) Arndt and McKean; also Senator(s) Sonnenberg--Concerning the sales and use tax treatment of certain wholesale sales related to the production of agricultural products.

Amendment No. 1, Finance Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

Amendment No. 2, Appropriations Report, dated April 30, 2019, and placed in member's bill file; Report also printed in House Journal, April 30, 2019.
Amendment No. 3, by Representative(s) McKean.

Amend printed bill, page 2, line 3, strike "(19)(e) and (19)(f)" and substitute "(19)(e), (19)(f), and (19)(g)".

Page 2, after line 15 insert:

"(g) For purposes of this subsection (19), "agricultural commodities" does not include products regulated under articles 11 and 12 of title 44."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-204 by Senator(s) Story, Todd, Danielson, Gonzales, Rodriguez; also Representative(s) Arndt and Bird, Cutter, Froelich, Kipp--Concerning implementation of supplemental accountability systems by local education providers for measuring public school performance, and, in connection therewith, creating the local accountability system grant program and making an appropriation.

Representative Williams requested the bill be read at length. The bill was read in part.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-195 by Senator(s) Fields and Gardner; also Representative(s) Froelich and Landgraf--Concerning enhancements to behavioral health services and policy coordination for children and youth, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-186 by Senator(s) Donovan and Coram; also Representative(s) Arndt and Catlin--Concerning the expansion of agricultural chemical management plans to protect surface water, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-238 by Senator(s) Danielson and Moreno; also Representative(s) Kennedy and Duran--Concerning home care agencies, and, in connection therewith, requiring certain agencies to expend a minimum percentage of their reimbursements from the "Colorado Medical Assistance Act" as wages for employees who provide direct care, requiring the department of health care policy and financing to enforce training requirements and request an
increase to the reimbursement rate for certain services
provided under the "Colorado Medical Assistance Act",
and making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Soper moved to amend the Report of the Committee of the
Whole to reverse the action taken by the Committee in not adopting the
following Soper amendment, to SB 19-238, to show that said amendment
passed, and that SB 19-238, as amended, passed.

Amend reengrossed bill, page 11, after line 7, add:

"SECTION 4. Effective date. This act takes effect upon passage;
except that section 25.5-6-1603 (2), added in section 1 of this act, takes
effect only if House Bill 19-1210 does not become law and take effect,
either upon the effective date of this act or of House Bill 19-1210,
whichever is later.".

The amendment was declared lost by the following roll call vote:

<table>
<thead>
<tr>
<th>YES</th>
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<tr>
<td>Esgar</td>
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<td>Roberts</td>
<td>Wilson</td>
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</table>

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: HB19-1329 amended, SB19-204, 195, 186,
238.

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.
## CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

**HB19-1262** by Representative(s) Wilson and McLachlan, Arndt, Benavidez, Bird, Buckner, Buentello, Caraveo, Catlin, Coleman, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Landgraf, Liston, McCluskie, McKeen, Melton, Michaelson Jenet, Pelton, Roberts, Singer, Sirota, Snyder, Sullivan, Titone, Valdez D., Weissman, Will, Valdez A., Van Winkle; also Senator(s) Bridges and Fields, Todd, Story, Priola, Coram, Court, Danielson, Donovan, Fenberg, Foote, Garcia, Ginal, Gonzales, Lee, Pettersen, Williams A., Winter--Concerning state funding for full-day kindergarten educational programs, and, in connection therewith, making and reducing an appropriation.

(Amended as printed in Senate Journal, April 26, 2019.)

Representative Wilson moved that the House concur in Senate amendments. The motion was declared **passed** by the following roll call vote:

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<tr>
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<th>NO</th>
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<td>Michaelson Jenet</td>
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<td>Valdez A.</td>
<td>Y</td>
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</tbody>
</table>
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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</table>

Co-sponsor(s) added: Representative(s) Soper

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal--Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

(Amended as printed in Senate Journal, April 27, 2019.)

Laid over until May 1, retaining place on Calendar.

HB19-1202 by Representative(s) McLachlan and Galindo, Arndt, Kipp, Pelton; also Senator(s) Ginal and Priola--Concerning the food systems advisory council, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative McLachlan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

---

The Co-sponsor(s) added: Representative(s) Buckner, Gonzales-Gutierrez, Herod, Valdez A., Speaker

**HB19-1216** by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Priola--Concerning measures to reduce a patient's costs of prescription insulin drugs, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Roberts moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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<th>NO 36</th>
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<td>Kraft-Tharp Y</td>
<td>Roberts  Y</td>
<td>Wilson Y</td>
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</table>

Speaker Y
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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<td>Speaker Y</td>
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Co-sponsor(s) added: Representative(s) Buckner, Exum, Will

**HB19-1233** by Representative(s) Froelich and Caraveo; also Senator(s) Ginal and Moreno--Concerning payment system reforms to reduce health care costs by increasing utilization of primary care, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Caraveo moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Buckner, Coleman, Speaker

**HB19-1246** by Representative(s) Van Winkle and Kraft-Tharp; also Senator(s) Cooke and Moreno--Concerning the regulation of food truck businesses by local governments.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Van Winkle moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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<tr>
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Co-sponsor(s) added: Representative(s) Arndt, Beckman, Catlin, Duran, Liston, Rich, Titone, Speaker

HB19-1248 by Representative(s) Weissman and Cutter; also Senator(s) Foote--Concerning measures to promote transparency about the activities of persons lobbying state government officials, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Weissman moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

**HB19-1250** by Representative(s) Herod; also Senator(s) Danielson--

Concerning sex offenses committed by a peace officer, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Herod moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Froelich, Sandridge, Titone

HB19-1315 by Representative(s) Gonzales-Gutierrez and Michaelson Jenet, Benavidez, Herod, Soper; also Senator(s) Gonzales-Concerning the admissibility of statements by a juvenile.

(Amended as printed in Senate Journal, April 26, 2019.)

Representative Michaelson Jenet moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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<thead>
<tr>
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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Buckner, Coleman, Garnett, Gray, Jaquez Lewis, Kipp, Sandridge, Titone

HB19-1278 by Representative(s) Lontine; also Senator(s) Fenberg--Concerning modifications to miscellaneous provisions of the "Uniform Election Code of 1992", and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 29, 2019.)

Representative Lontine moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB19-077

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB19-077, concerning measures that affect the development of infrastructure used by electric motor vehicles, and, in connection therewith, establishing a
process at the Colorado public utilities commission whereby a public
utility may undertake implementation of an electric motor vehicle
infrastructure program within the area covered by the utility's certificate
of public convenience and necessity, has met and reports that it has
agreed upon the following:

1. That the Senate accede to the House amendments made to the
bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following amendments
be recommended:

Amend rerevised bill, page 6, line 16, strike "MAY" and substitute
"SHALL".

Page 6, line 24, strike "STANDARDS" and substitute "STANDARDS,
IMPROVING AIR QUALITY IN COMMUNITIES MOST AFFECTED BY EMISSIONS
FROM THE TRANSPORTATION SECTOR, ".

Page 7, strike lines 10 and 11 and substitute "ELECTRIFICATION
PROGRAMS, WHICH MAY INCLUDE COMMUNITY-BASED AND MULTI-FAMILY
CHARGING INFRASTRUCTURE, CAR SHARE PROGRAMS, AND
ELECTRIFICATION OF PUBLIC TRANSIT, WHILE GIVING DUE CONSIDERATION
TO THE AFFECT ON LOW-INCOME CUSTOMERS.".

Respectfully submitted,

Senates Committee: House Committee:
(signed) (signed)
Angela Williams Chris Hansen
Kevin Priola Matt Gray
Julie Gonzales

CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-077 by Senator(s) Priola and Williams A.; also
Representative(s) Hansen--Concerning measures that
affect the development of infrastructure used by electric
motor vehicles, and, in connection therewith, establishing
a process at the Colorado public utilities commission
whereby a public utility may undertake implementation of
an electric motor vehicle infrastructure program within the
area covered by the utility's certificate of public
convenience and necessity.

(Conference Committee Report printed in House Journal, April 30, 2019).

On motion of Representative Hansen, the Conference Committee Report
was adopted by the following roll call vote:
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared **repassed**.

The question being "Shall the bill, as amended, pass?".

---

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE on SB19-002**

This Report Amends the Rerevised Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB19-002, concerning the regulation of student education loan servicers, and, in
connection therewith, making an appropriation, has met and reports that
it has agreed upon the following:

That the Senate accede to the House amendments made to the bill,
as the amendments appear in the rerevised bill, with the following
changes:

Amend rerevised bill, page 7, line 17, strike "A STATE WHERE" and
substitute "THIS STATE, BUT ONLY TO THE EXTENT THAT".

Respectfully submitted,

Senate Committee: House Committee:

Faith Winter Dylan Roberts
Steve Fenberg Kerry Tipper
Jack Tate Larson

CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-002 by Senator(s) Winter and Fenberg; also Representative(s)
Roberts and Jackson--Concerning the regulation of student
education loan servicers, and, in connection therewith,
making an appropriation.

(Conference Committee Report printed in House Journal, April 30, 2019).

On motion of Representative Jackson, the Conference Committee Report
was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the
bill, as amended, was declared repassed.
Co-sponsor(s) added: Representative(s) Arndt, Coleman, Duran

REPORT(S) OF COMMITTEE(S) OF REFERENCE

JUDICIARY

After consideration on the merits, the Committee recommends the following:

SB19-259 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 3, after line 23 insert:

"SECTION 2. In Colorado Revised Statutes, 17-27-103, add (11) as follows:

17-27-103. Community corrections boards - establishment - duties. (11) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, A COMMUNITY CORRECTIONS BOARD HAS NO AUTHORITY TO ACCEPT OR REJECT PARTICIPANTS IN THE DEPARTMENT OF CORRECTIONS INTENSIVE SUPERVISION PROGRAM OPERATED PURSUANT TO SECTION 17-27.5-101."

SECTION 3. In Colorado Revised Statutes, 17-27.5-101, amend (1)(a) and (1)(c) as follows:

17-27.5-101. Authority to establish intensive supervision programs for parolees and community corrections offenders. (1) (a) The department shall have the authority to establish and directly operate an intensive supervision program for any offender not having more than one hundred eighty days remaining until such offender's parole eligibility date and for any offender who successfully completes a regimented inmate discipline program pursuant to article 27.7 of this title.

(c) The department shall have the authority to contract with community corrections programs and other providers for intensive supervision services subject to the approval of the affected unit of local government. In contracting for such programs, the department shall
obtain the advice and consent of affected units of local government and
shall consider the needs of the communities and offenders for successful
reintegration into communities and the appropriate allocation of resources
for effective correction of offenders. **The local community**
corrections board has the authority to accept, reject, or reject
after acceptance the participation of any offender in each
intensive supervision program pursuant to this section.

**SECTION 4.** In Colorado Revised Statutes, 17-27.5-102, amend
(3) introductory portion as follows:

17-27.5-102. **Minimum standards and criteria for the**
operation of intensive supervision programs. (3) An offender as
defined in section 17-27-102 (6) is eligible for an intensive supervision
program only upon the recommendation of the department if such
offender has not more than one hundred eighty days remaining until such
offender's parole eligibility date or upon a transfer from a community
corrections residential program under article 27 of this title **TITLE 17** if
such offender has not more than one hundred eighty days remaining until
such offender's parole eligibility date and if the local community
corrections board finds that the correctional needs of such offender will
be better served by such supervision. The local community corrections
board has the authority to accept, reject, or reject after acceptance the
participation of any offender in each and every intensive supervision
program under this article **ARTICLE 27.5.** In selecting offenders for
transfer to an intensive supervision program, the department and **OR**
the local community corrections board shall consider, but shall not be limited
to, the following factors:

   Renumber succeeding section accordingly.

__________________________

**MESSAGE FROM THE SENATE**

The Senate has voted to concur in House Amendments to SB19-085, 104,
149, 220, 136, 143, 218, 190, 196, 192, 135, and 107. The bills were
repassed as amended.

The Senate has voted to allow the first conferees on the first conference
committee for HB19-1160 to go beyond the scope of the differences
between the two houses.

The Senate laid over HB19-1227 to May 4, 2019.

__________________________

**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Garnett, the following item(s) on the
Calendar were laid over until May 1, retaining place on Calendar:

Consideration of Special Orders--**SB19-015, 233, 235, 239, 246, 150.**
Consideration of Resolution(s)--**SJR19-009, HR19-1007.**
INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

HR19-1008 by Representative(s) Neville and Sullivan, Cutter, Kennedy, Larson--Concerning the designation of a portion of Colorado State Highway 470 between Mileposts 7 and 15 as the "Dave Sanders Memorial Highway".

__________

On motion of Representative Garnett, the House adjourned until 9:00 a.m., May 1, 2019.

Approved:
KC Becker,
Speaker

Attest:
Marilyn Edwins,
Chief Clerk
Prayer by Rabbi Joseph Black, Temple Emanuel, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Stefany Banuelos, Sofia Mitchell, Mei-Lin Morales, Lake Middle School, Denver.

The roll was called with the following result:

Present--61.
Excused--Representative(s) Hooton, Jackson, Lewis, Williams--4.
Present after roll call--Representative(s) Hooton, Jackson, Lewis, Williams.

The Speaker declared a quorum present.

On motion of Representative Rich, the House Journal of April 30, 2019, was declared approved as corrected by the Chief Clerk.

On motion of Representative Garnett, the Rules were suspended for immediate consideration of HR19-1009.

INTRODUCTION AND CONSIDERATION OF RESOLUTION

The following resolution was read at length and given immediate consideration:

HR19-1009 by Representative(s) Buckner and McKean, Esgar, Van Winkle--Concerning the retirement of Marilyn Eddins as the Chief Clerk of the Colorado House of Representatives.

(Printed and placed in members' files.)

Speaker Becker requested the resolution be read at length.

On motion of Representative Buckner, the resolution was adopted by viva voce vote.

After a number of House members spoke in favor of the resolution, the Speaker put the House in recess to allow Speakers to speak: Andrew Romanoff, Frank McNulty, Mark Ferandino, Crisanta Duran, Dickey Lee Hullinghorst.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**SB19-242** by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

Laid over until May 2, retaining place on Calendar.

**SB19-020** by Senator(s) Coram and Fields, Cooke, Marble; also Representative(s) McLachlan, Hooton--Concerning development of a system to patrol the airspace above wildland fires, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
<thead>
<tr>
<th>YES</th>
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The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Gray, Hansen, Jackson, Jaquez Lewis, Kipp, McCluskie, Melton, Michaelson Jenet, Roberts, Sandridge, Snyder, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Will, Speaker

HB19-1333 by Representative(s) Caraveo, Becker, Bird, Buckner, Coleman, Cutter, Duran, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Kennedy, Lontine, McCluskie, Michaelson Jenet, Mullica, Roberts, Singer, Snyder; also Senator(s) Fields--Concerning the taxation of products that contain nicotine, and, in connection therewith, increasing the cigarette tax by eight and seventy-five one-hundredths cents per cigarette and the tobacco products tax by twenty-two percent of the manufacturer's list price; creating a tax
on nicotine products that is equal to sixty-two percent of
the manufacturer's list price; referring a ballot issue for
prior voter approval for the new and increased taxes;
dedicating the new tax revenue for behavioral health
services for children and youth, health care affordability
and accessibility, the Colorado preschool program
expansion and enhancement, and the newly created
Colorado expanded learning opportunities program; and
making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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- Lewis Y
- Singer Y
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- Garnett Y
- Liston Y
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- Bird Y
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- Lontine Y
- Snyder N
- Bockenfeld N
- Gonzales-Gutierrez Y
- McCluskie Y
- Soper N
- Buck N
- Gray Y
- McKeon N
- Sullivan Y
- Buckner Y
- Hansen Y
- McClachlan Y
- Tipper Y
- Buentello N
- Herod Y
- Melton N
- Titone N
- Caraveo Y
- Hooton Y
- Michaelson Jenet Y
- Valdez A. N
- Carver N
- Humphrey N
- Mullica Y
- Valdez D. N
- Catlin N
- Jackson N
- Neville Y
- Van Winkle N
- Coleman N
- Jaquez Lewis Y
- Pelton N
- Weissman Y
- Cutter Y
- Kennedy Y
- Ransom Y
- Will Y
- Duran Y
- Kipp Y
- Rich N
- Williams D. N
- Esgar Y
- Kraft-Tharp N
- Roberts Y
- Wilson N
- Speaker Y

Co-sponsor(s) added: Representative(s) Galindo, Hansen, Herod

Representative(s) Hooton and Snyder requested their name(s) be removed
as sponsor(s).

SB19-199 by Senator(s) Todd and Rankin; also Representative(s)
McCluskie and Wilson--Concerning measures to support
effective implementation of the "Colorado Reading to
Ensure Academic Development Act" for all students who
receive services pursuant to READ plans, and, in
connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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- Sirota Y
- Bird Y
- Geitner Y
- Lontine Y
- Snyder Y
- Bockenfeld Y
- Gonzales-Gutierrez Y
- McCluskie Y
- Soper Y
HB19-1329 by Representative(s) Arndt and McKean; also Senator(s) Sonnenberg--Concerning the sales and use tax treatment of certain wholesale sales related to the production of agricultural products.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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SB19-204 by Senator(s) Story, Todd, Danielson, Gonzales, Rodriguez; also Representative(s) Arndt and Bird, Cutter, Froelich, Kipp--Concerning implementation of supplemental accountability systems by local education
providers for measuring public school performance, and, in connection therewith, creating the local accountability system grant program and making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Bockenfeld, Buckner, Buentello, Duran, Exum, Gray, Hooton, Jackson, Kennedy, McCluskie, McLachlan, Michaelson Jenet, Valdez D.

**SB19-195** by Senator(s) Fields and Gardner; also Representative(s) Froelich and Landgraf--Concerning enhancements to behavioral health services and policy coordination for children and youth, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Sandridge, Snyder, Sullivan, Titone, Valdez A., Valdez D., Speaker

SB19-238 by Senator(s) Danielson and Moreno; also Representative(s) Kennedy and Duran--Concerning home care agencies, and, in connection therewith, requiring certain agencies to expend a minimum percentage of their reimbursements from the "Colorado Medical Assistance Act" as wages for employees who provide direct care, requiring the department of health care policy and financing to enforce training requirements and request an increase to the reimbursement rate for certain services provided under the "Colorado Medical Assistance Act", and making an appropriation.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Buckner Y Hansen Y McLachlan Y Tipper Y
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Catlin N Jackson Y Neville N Van Winkle N
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom N Will N
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson N
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Bockenfeld, Buckner, Buentello, Caraveo, Cutter, Esgar, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, McCluskie, McLachlan, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1252 be postponed indefinitely.

SB19-005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Health and Insurance Committee Report, dated April 24, 2019, page 2, lines 13 and 14, strike "ON OR BEFORE FEBRUARY 1, 2020," and substitute "UPON RECEIVING APPROVAL OF THE PROGRAM AS DESCRIBED IN SECTION 25.5-2.5-204 (1),".

Page 8, after line 19 insert:

"(2) NOTWITHSTANDING ANY PROVISION OF THIS PART 2 TO THE CONTRARY, THE STATE DEPARTMENT MAY EXPEND MONEY FOR THE PURPOSE OF REQUESTING APPROVAL OF THE PROGRAM AS DESCRIBED IN
SUBSECTION (1) OF THIS SECTION BUT THE STATE DEPARTMENT SHALL NOT SPEND ANY OTHER MONEY TO IMPLEMENT THE PROGRAM UNTIL THE STATE DEPARTMENT RECEIVES APPROVAL OF THE PROGRAM AS DESCRIBED IN SAID SUBSECTION (1)."

Renumber succeeding subsection accordingly.

Page 8, line 29, strike "(2)" and substitute "(3)".

Page 9 of the committee report, after line 30 insert:

"Page 12 of the bill, strike lines 22 through 27 and substitute:

"SECTION 5. Appropriation - adjustments to 2019 long bill.

(1) For the 2019-20 state fiscal year, $1,041,802 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) $469,293 for use by the executive director's office for personal services, which amount is based on an assumption that the department will require an additional 4.1 FTE;
(b) $27,790 for use by the executive director's office for operating expenses;
(c) $134,719 for legal services; and
(e) $410,000 for general professional services and special projects.

(2) For the 2019-20 state fiscal year, $134,719 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of health care policy and financing under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 0.7 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of health care policy and financing.

(3) The appropriation in subsection (1)(a) of this section is based on the assumption that the anticipated amount of federal funds received for the 2019-20 state fiscal year by the department of health care policy and financing for personal services will decrease by $70,000.".

Page 13 of the bill, strike lines 1 through 24.

SB19-096 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the reengrossed bill, page 8, strike lines 10 through 25 and substitute:

"SECTION 2. Appropriation. For the 2019-20 state fiscal year, $265,589 is appropriated to the department of public health and environment for use by the air pollution control division. This appropriation is from the general fund and is based on an assumption that the division will require an additional 3.1 FTE. To implement this act, the division may use this appropriation for program costs.".
SB19-176 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 19, after line 7, insert:

"SECTION 9. In Colorado Revised Statutes, 23-3.3-103, add (4) as follows:

23-3.3-103. Annual appropriations. (4) The provisions of subsection (1) of this section concerning appropriations for student financial assistance under this article do not apply to appropriations made pursuant to sections 23-18-308 (1)(d) and 23-60-202.7 to the State Board for Community Colleges and Occupational Education to provide services to maximize concurrent enrollment across the community college system."

Renumber succeeding sections accordingly.

Page 19, after line 25 insert:

"SECTION 11. Appropriation. For the 2019-20 state fiscal year, $1,500,000 is appropriated to the department of education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the department will require an additional 0.3 FTE. To implement this act, the department may use this appropriation for the concurrent enrollment expansion and innovation grant program."

Renumber succeeding sections accordingly.

SB19-177 be referred to the Committee of the Whole with favorable recommendation.

SB19-191 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 2 through 14.

Page 3, line 15, strike "(II)" and substitute "(2) (a)".

Page 3, line 17, after "DISTRICT ATTORNEYS' OFFICES," insert "COUNTY COMMISSIONERS,"

Page 3, line 18, strike "PLANS FOR" and substitute "A PLAN FOR SETTING BOND FOR ALL IN-CUSTODY DEFENDANTS WITHIN FORTY-EIGHT HOURS OF ARREST. IN DEVELOPING THE PLAN, THE COUNTY COMMISSIONERS, SHERIFFS, AND DISTRICT ATTORNEYS SHALL PROVIDE THE CHIEF JUDGE COST ESTIMATES OF MEETING THE REQUIREMENT AS WELL AS ANY POTENTIAL SAVINGS FROM THE REQUIREMENT, INCLUDING JAIL BED COSTS AND SAVINGS."

Page 3, strike lines 19 through 22.
Page 6, line 9, strike "UNAVAILABLE" and substitute "UNABLE".

Page 7, strike lines 19 and 20 and substitute:
"applicability. Section 16-4-102 (2)(b), (2)(c) (2)(d), (2)(e), (2)(f),"

Page 8, strike lines 5 through 12.

SB19-228 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 6, strike lines 14 through 26.

Renumber succeeding sections accordingly.

Page 9, strike lines 13 through 27.

Strike pages 10 and 11.

Page 12, strike lines 1 through 14 and substitute:

"SECTION 7. In Colorado Revised Statutes, 27-80-106, add (3) as follows:

27-80-106. Purchase of prevention and treatment services.

(3) (a) There is created in the Office of Behavioral Health, referred to in this section as the "Office", the Charlie Hughes and Nathan Gauna opioid prevention grant program to improve young lives, referred to in this section as the "Program", for preventing opioid use among the State's youth population.

(b) The Office shall, in coordination with the State Plan formulated pursuant to Section 27-80-102, purchase prevention services from one or more community-based youth development organizations that administer evidence-based substance use prevention programs to youth and families. The Office shall prioritize the amounts of funding requested in their entirety or in amounts sufficient to ensure that grant recipients are able to fully or substantially implement programs to fidelity. The Office may use up to ten percent of the money appropriated to the Program for administration and evaluation of the Program.

(c) This subsection (3) is repealed, effective September 1, 2020."

Page 13, line 6, strike "FOUR" and substitute "THREE".

Page 13, line 14, strike "GENERAL FUND" and substitute "MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501 (1)".

Page 13, line 20, strike "and (25)(a)(XXI)".

Page 13, strike lines 26 and 27.

Page 14, strike line 1.
Page 14, line 3, strike "(XXI)" and substitute "(XX)".

Page 14, after line 7 insert:

"SECTION 10. In Colorado Revised Statutes, add 27-80-119 as follows:

27-80-119. Perinatal substance use data linkage project - center for research into substance use disorder prevention, treatment, and recovery support strategies - report. (1) The center for research into substance use disorder prevention, treatment, and recovery support strategies established in section 27-80-118, referred to in this section as the "center", in partnership with an institution of higher education and the State substance abuse trend and response task force established in section 18-18.5-103, may conduct a statewide perinatal substance use data linkage project that uses ongoing collection, analysis, interpretation, and dissemination of data for the planning, implementation, and evaluation of public health actions to improve outcomes for families impacted by substance use during pregnancy. The data linkage project may consider state-administered data sources that include:

(a) Health care utilization by pregnant and postpartum women with substance use disorders and their infants;

(b) Human service and public health program utilization by pregnant and postpartum women with substance use disorders and their infants;

(c) Health care, human service, and public health program outcomes among pregnant and postpartum women with substance use disorders and their infants; and

(d) Costs associated with health care, human service, and public health program provision for pregnant and postpartum women with substance use disorders and their infants.

(2) The data linkage project shall use vital records to establish maternal and infant dyads beginning at the birth hospitalization and retrospectively link the prenatal period and prospectively link the first year postpartum.

(3) The governor's office of information technology will obtain data and perform secure linkage and anonymization on behalf of the state.

(4) On or before January 1, 2021, the center shall report progress on the data linkage project and the results, if available, to the health and insurance committee and the public health care and human services committee of the house of representatives and the health and human services committee of the senate or their successor committees."

Renumber succeeding sections accordingly.

Page 14, lines 20 and 21, strike "provide general fund money to".

Page 15, line 16, strike "three" and substitute "two".

Page 15, line 19, strike "six" and substitute "four".

Page 17, line 15, strike "general fund" and substitute "marijuana tax"
CASH FUND CREATED IN SECTION 39-28.8-501 (1)".

Page 17, line 27, strike "GENERAL FUND." and substitute "MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501 (1)".

Page 20, strike lines 17 through 27 and substitute:

"SECTION 15. Appropriation.
(1) For the 2019-20 state fiscal year, $1,192,367 is appropriated to the department of human services for use by the office of behavioral health. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the office may use this appropriation as follows:
   (a) $692,367 for the maternal and child health pilot program, which amount is based on an assumption that the office will require an additional 1.6 FTE; and
   (b) $500,000 for the Charlie Hughes and Nathan Guana opioid prevention grant program to improve young lives, which amount is based on an assumption that the office will require an additional 0.5 FTE.
(2) For the 2019-20 state fiscal year, $1,100,000 is appropriated to the department of higher education for use by the regents of the university of Colorado. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the regents may use this appropriation for allocation to the center for research into substance use disorder prevention, treatment, and recovery support strategies.
(3) For the 2019-20 state fiscal year, $2,000,000 is appropriated to the department of public health and environment. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the office may use this appropriation as follows:
   (a) $71,852 for use by the prevention services division for administration, which amount is based on an assumption that the division will require an additional 0.9 FTE;
   (b) $1,564,148 for distributions to local public health agencies; and
   (c) $364,000 for personal services related to health statistics and vital records.".

Strike page 21.

Page 22, strike lines 1 through 11.

Page 22, line 13, strike "14" and substitute "15".

Page 22, line 14, strike "14" and substitute "15".

Page 1, line 112, strike "REQUIRING".

Page 1, strike line 113.

Page 2, strike line 101.

Page 2, strike lines 106 through 111 and substitute "STORAGE, AND DISPOSAL OF ANTAGONIST DRUGS; AND MAKING AN APPROPRIATION.".
SB19-232 be referred to the Committee of the Whole with favorable recommendation.

SB19-244 be referred to the Committee of the Whole with favorable recommendation.

SB19-248 be referred to the Committee of the Whole with favorable recommendation.

SB19-256 be referred to the Committee of the Whole with favorable recommendation.

JUDICIARY
After consideration on the merits, the Committee recommends the following:

HB19-1334 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 7 through 12 and substitute "definitions. (1) A PERSON COMMITS THE OFFENSE OF POSTING AN IMAGE OF SUICIDE OF A MINOR IF THE PERSON INTENTIONALLY POSTS OR DISTRIBUTES THROUGH THE USE OF SOCIAL MEDIA OR ANY WEBSITE, OR DISSEMINATES THROUGH OTHER MEANS, AN IMAGE OF A MINOR ATTEMPTING SUICIDE, DYING BY SUICIDE, OR HAVING DIED BY SUICIDE, WITH THE INTENT TO HARASS, INTIMIDATE, OR COERCE ANY PERSON, AND THE POSTING OR DISTRIBUTION RESULTS IN SERIOUS EMOTIONAL DISTRESS TO ANY PERSON.

(2) POSTING AN IMAGE OF SUICIDE OF A MINOR IS A CIVIL INFRACTION AND IS PUNISHABLE BY A PENALTY OF ONE HUNDRED DOLLARS PER VIOLATION, EXCEPT THAT POSTING AN IMAGE OF SUICIDE OF A MINOR IS A CLASS 3 MISDEMEANOR IF THE PERSON WAS THE FIRST OR ORIGINAL PERSON TO POST, DISTRIBUTE, OR DISSEMINATE THE IMAGE."

Page 2, after line 22 insert:

"(4) IT IS NOT AN OFFENSE UNDER THIS SECTION IF THE POSTING OR DISTRIBUTION OF THE IMAGE IS A FICTIONAL WORK OR A DOCUMENTARY; OR IS RELATED TO A MATTER OF PUBLIC INTEREST OR PUBLIC CONCERN; OR RELATED TO THE REPORTING OF UNLAWFUL CONDUCT; OR THE LAWFUL AND COMMON PRACTICES OF LAW ENFORCEMENT, CRIMINAL REPORTING, LEGAL PROCEEDINGS, OR MEDICAL TREATMENT."

On motion of Representative Garnett, SB19-244, 177, 256, 005, 191, 228, 096, 176, 248, 232, 259, 007, HB19-1334 were added to the Special Orders Calendar on May 1, 2019.
On motion of Representative Roberts, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB19-244 by Senator(s) Winter and Gardner, Moreno; also Representative(s) Lontine--Concerning statutory changes to implement changes to the workplace policies of the general assembly, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-177 by Senator(s) Ginal and Hisey; also Representative(s) Singer--Concerning matters related to background checks for persons who have contact with children.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-256 by Senator(s) Bridges; also Representative(s) Esgar--Concerning an appropriation made to implement House Bill 18-1299 concerning electronic documents related to the ownership of a vehicle.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-005 by Senator(s) Rodriguez and Ginal; also Representative(s) Jaquez Lewis--Concerning wholesale importation of prescription pharmaceutical products from Canada for resale to Colorado residents, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Insurance Report, dated April 24, 2019, and placed in member's bill file; Report also printed in House Journal, April 25, 2019.

Amendment No. 2, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-259  by Senator(s) Garcia and Hisey; also Representative(s) Herod and Wilson--Concerning measures to address prison population management issues, and, in connection therewith, authorizing the emergency use of the Centennial south campus of the Centennial correctional facility to house inmates.

Amendment No. 1, Judiciary Report, dated April 30, 2019, and placed in member's bill file; Report also printed in House Journal, April 30, 2019.

Amendment No. 1, by Representative(s) Herod.

Amend the Judiciary Committee Report, dated April 30, 2019, page 2, lines 19 through 22, strike "The local community corrections board has the authority to accept, reject, or reject after acceptance the participation of any offender in each and every intensive supervision program under this Article 27.5." and substitute "The local community corrections board has the authority to accept, reject, or reject after acceptance the participation of any offender in each and every intensive supervision program under this Article."

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-191  by Senator(s) Bridges and Marble; also Representative(s) Herod and Gonzales-Gutierrez--Concerning defendants' rights related to pretrial bond.

Amendment No. 1, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-232  by Senator(s) Foote; also Representative(s) Weissman--Concerning the codification of the rules of the secretary of state addressing the procedures for the enforcement of state laws governing campaign finance.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-015  by Senator(s) Ginal; also Representative(s) Beckman and Kipp--Concerning the creation of the statewide health care review committee to study health care issues that affect Colorado residents throughout the state, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Insurance Report, dated April 29, 2019, and placed in member's bill file; Report also printed in House Journal, April 29, 2019.
Amendment No. 2, Appropriations Report, dated April 30, 2019, and placed in member's bill file; Report also printed in House Journal, April 30, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-228 by Senator(s) Winter and Moreno; also Representative(s) Buentello and Singer--Concerning measures to prevent substance abuse, and, in connection therewith, requiring certain prescribers to complete substance use disorder training; prohibiting physicians and physician assistants from accepting benefits for prescribing specific medications; requiring opioid prescriptions to bear warning labels; allowing medical examiners access to the prescription drug monitoring program; providing funding to address opioid and substance use disorders through public health interventions in local communities; requiring state departments to report receipt and eligibility for federal funds for HIV and hepatitis testing; requiring the office of behavioral health in the department of human services to administer grant programs; requiring the center for research into substance use disorder prevention, treatment, and recovery support strategies to develop and implement a program to increase public awareness concerning the safe use, storage, and disposal of antagonist drugs, to conduct a needs assessment among mothers and pregnant women, and to implement a grant program; requiring the office of behavioral health in the department of human services to administer a child and maternal health pilot program; and making an appropriation.

Amendment No. 1, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

Amendment No. 2, by Representative(s) Singer.

Amend the Appropriations Committee Report, dated May, 2019, page 1, strike line 1 and substitute:

"Amend reengrossed bill, page 6, strike lines 14 through 26 and substitute:

"SECTION 6. In Colorado Revised Statutes, 19-3.5-105, amend (1)(f); and add (1)(k) as follows:

19-3.5-105. Powers and duties of the board. (1) The board has the following powers and duties:

(f) To expend money the moneys of the trust fund for the establishment, promotion, and maintenance of primary and secondary prevention programs, including pilot programs, and for programs to prevent, and reduce, the occurrence of AND RESEARCH prenatal drug substance exposure, and for operational expenses of the board;

(k) TO CONDUCT RESEARCH CONCERNING THE INCIDENCE OF PRENATAL SUBSTANCE EXPOSURE OR RELATED NEWBORN AND FAMILY HEALTH AND HUMAN SERVICES OUTCOMES AS RELATED TO THE DEFINITION"

Page 1 of the report, line 6, strike "7." and substitute "8."

Page 2 of the report, line 15, strike "10." and substitute "11."

Page 3 of the report, line 32, strike "12 to 14" and substitute "14 to 16".

Page 3 of the report, line 32, strike "12 to 14" and substitute "14 to 16".

Amendment No. 3, by Representative(s) Buentello.

Amend reengrossed bill, page 5, after line 3 insert:

"(3) SUBSECTION (2) OF THIS SECTION DOES NOT REQUIRE A CARRIER TO CONTRACT WITH A PHARMACY OR PHARMACIST WILLING TO ABIDE BY THE TERMS AND CONDITIONS FOR PARTICIPATION ESTABLISHED BY THE HEALTH BENEFIT PLAN OR CARRIER.".

Amendment No. 4, by Representative(s) Singer.

Amend reengrossed bill, page 5, after line 14 insert:

"SECTION 3. In Colorado Revised Statutes, 12-38-111.6, add (13) as follows:

12-38-111.6. Prescriptive authority - advanced practice nurses - limits on opioid prescriptions - financial benefit for prescribing prohibited - repeal. (13) AN ADVANCED PRACTICE NURSE SHALL NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT OFFERED TO AN ADVANCED PRACTICE NURSE REGARDLESS OF WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.".

Renumber succeeding sections accordingly.

Page 19, after line 17 insert:

"SECTION 15. In Colorado Revised Statutes, 12-255-112, add as relocated by House Bill 19-1172 (12) as follows:

12-255-112. Prescriptive authority - advanced practice nurses - limits on opioid prescriptions - rules - financial benefit for prescribing prohibited - repeal. (12) AN ADVANCED PRACTICE NURSE SHALL NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT OFFERED TO AN ADVANCED PRACTICE NURSE REGARDLESS OF WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.".
Renumber succeeding sections accordingly.

Page 22, line 13, strike "12 to 14" and substitute "13 to 17".

Page 22, line 14, strike "12 to 14" and substitute "13 to 17".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

____________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-232, to show that said amendment passed, and that SB 19-232, as amended, passed.

Amend reengrossed bill, page 8, line 20, after "TITLE 24." add "NOTHING IN THIS SUBSECTION (III) PERMITS THE DIVISION TO OBTAIN A MEMBERSHIP OR DONOR LIST OF AN ORGANIZATION WHOSE MEMBERSHIP IS BASED ON A CONSTITUTIONALLY PROTECTED CLASS.".

The amendment was declared lost by the following roll call vote:

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Representative Williams moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Williams amendment, to SB 19-232, to show that said amendment passed, and that SB 19-232, as amended, passed.

Amend reengrossed bill, page 8, after line 20 insert:

"(IV) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE DIVISION SHALL NOT COMPEL A PERSON OR ORGANIZATION TO DISCLOSE ITS MEMBERSHIP OR DONOR LIST."

Renumber succeeding subparagraphs accordingly.
The amendment was declared **lost** by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to SB 19-232, to show that said amendment passed, and that SB 19-232, as amended, passed.

Amend reengrossed bill, page 8, line 11, after "(III)" insert "(A)".

Page 8, after line 20 insert:

"(B) UPON COMPLETION OF AN INVESTIGATION UNDER THIS SUBSECTION (5), THE DIVISION SHALL IMMEDIATELY DESTROY ANY ASSOCIATED MEMBERSHIP LIST OR DONOR LIST RECEIVED PURSUANT TO THIS SUBSECTION (5)(a)(III) OR RETURN SUCH MEMBERSHIP LIST OR DONOR LIST TO THE PERSON WHO PROVIDED SUCH DOCUMENTS."

The amendment was declared **lost** by the following roll call vote:

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Representative Geitner moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Geitner amendment, to SB 19-232, to show that said amendment passed, and that SB 19-232, as amended, passed.

Amend reengrossed bill, page 8, line 18, after "list" insert "shall be used only for inspection and shall not be retained. Such membership or donor list".

The amendment was declared lost by the following roll call vote:

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ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on HB19-1160

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1160,
concerning a mental health facility pilot program, and, in connection
therewith, making an appropriation, has met and reports that it has agreed
upon the following:

1. That the House accede to the Senate amendments made to the
bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following amendments
be recommended:

Amend the rerevised bill, page 4, line 20, after "ONE" insert "SELECTED".
Page 4, line 21, after "AND ONE" insert "SELECTED".
Page 4, line 23, strike "AND".
Page 4, line 24, after "BOTH" insert "SELECTED" and after "CITY" insert
"UNLESS THE ONLY QUALIFIED APPLICANTS ARE FROM A SINGLE CITY;
AND".
Page 4, strike line 25 and substitute:
"(c) BOTH SELECTED APPLICANTS MUST NOT BE ASSISTED LIVING
FACILITIES.".

Respectfully submitted,

House Committee: Senate Committee:

Lois Landgraf Pete Lee
Emily Sirota Joann Ginal
Jonathan Singer Bob Gardner

_______
FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on HB19-1253

This Report Amends the Reengrossed Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB19-1253,
concerning a prohibition on discrimination against a living organ donor
in certain insurance policies, has met and reports that it has agreed upon
the following:

That the Senate recede from its amendments made to the bill, as
the amendments appear in the rerevised bill, and that the following
amendments be substituted therefor:

Amend reengrossed bill, page 2, line 11, before "OR" insert "HEALTH
INSURANCE,".

Page 2, line 16, before "OR" insert "HEALTH INSURANCE,"

Page 2, line 21, after "INSURANCE," insert "HEALTH INSURANCE,"

Page 2, line 25, before "OR" insert "HEALTH INSURANCE,"

Page 3, after line 25 insert:

"(b) "HEALTH INSURANCE" MEANS A HEALTH BENEFIT PLAN AS
DEFINED IN SECTION 10-16-102 (32)."

Reletter succeeding paragraphs accordingly.

Respectfully submitted,

House Committee:          Senate Committee:
   (signed)                (signed)
   Janet Buckner          Julie Gonzales
   Brianna Titone         Rhonda Fields
   Lois Landgraf          Dennis Hisey

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor
of Statutes:

SB19-234  Amended in Third Reading as printed in Senate Journal,
April 30, 2019.

HB19-1279  Amended in Special Orders as printed in Senate Journal,
April 27, 2019.

HB19-1174  Amended in General Orders as printed in Senate Journal,
April 27, 2019.

HB19-1237  Amended in Special Orders as printed in Senate Journal,
April 27, 2019.
The Senate has passed on Third Reading and returns herewith:

HB19-1283 and 1306.

The Senate has voted to adopt the first report of the first conference committee on SB19-090 and the bill has been repassed as amended.

The Senate has postponed indefinitely HB19-1037.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-260, 237, and 261
SB19-249 Amended in Third Reading as printed in Senate Journal, April 30, 2019.
SB19-263 Amended in Special Orders as printed in Senate Journal, April 30, 2019.
SB19-257 Amended in Special Orders as printed in Senate Journal, April 30, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1319, 1302, 1308, 1326.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, SB19-237, 260, and 261.
without comment, as amended, HB19-1085.
without comment, as amended, SB19-249, 257, 262, and 263.

We herewith transmit:
without comment, as amended, SB19-234.
without comment, as amended, HB19-1174, 1237, and 1279.

INTRODUCTION OF BILLS
First Reading

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

SB19-234 by Senator(s) Rodriguez and Foote; also Representative(s) Weissman--Concerning the continuation of the functions of professional review committees, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

Committee on State, Veterans, & Military Affairs
SB19-249 by Senator(s) Gonzales and Scott; also Representative(s)
Benavidez--Concerning the licensing of a business selling
used motor vehicles that the business used for its purposes,
and, in connection therewith, making an appropriation.
Committee on State, Veterans, & Military Affairs

SB19-260 by Senator(s) Zenzinger and Cooke; also Representative(s)
Tipper and Larson--Concerning entry into the fire and
police pension association for social security employers.
Committee on Finance

SB19-261 by Senator(s) Moreno and Cooke, Zenzinger, Rankin; also
Representative(s) Esgar and Will, Neville, Hansen,
Ransom--Concerning the transfer of money from the
unclaimed property trust fund to the general fund.
Committee on Appropriations

SB19-262 by Senator(s) Rankin and Zenzinger, Moreno; also
Representative(s) Esgar and Ransom, Hansen--Concerning
a one-time transfer of one hundred million dollars from the
general fund to the highway users tax fund.
Committee on Appropriations

SB19-263 by Senator(s) Zenzinger and Rankin; also
Representative(s) Gray and Hansen--Concerning the delay
until the November 2020 general election of the
requirement that a ballot issue seeking approval for the
issuance of transportation revenue anticipation notes be
submitted to the voters of the state at the November 2019
statewide election, and, in connection therewith, amending
the ballot issue to reduce the amount of notes authorized
to be issued to offset the additional transportation funding
that will result from the repeal of only two, rather than
three, tranches of lease-purchase agreements authorized by
Senate Bill 17-267 if the ballot issue is approved and
extending from twenty to twenty-one years the period for
which annual fifty million dollar transfers from the general
fund to the state highway fund are required.
Committee on Appropriations

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the
rules:

HJR19-1015 by Representative(s) Garnett, Becker, Neville; also
Senator(s) Fenberg, Garcia, Holbert--Concerning
adjournment sine die.
APPOINTMENT(S)

The Speaker announced the following temporary committee appointment(s) for May 1, 2019 only:

State, Veterans and Military Affairs
Representative Geitner to replace Representative Rich

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE
After consideration on the merits, the Committee recommends the following:

SB19-236 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 4, lines 24 and 25, strike "40-2-132 and 40-2-133" and substitute "40-2-132, 40-2-133, and 40-2-134".

Page 9, after line 12 insert:

"40-2-134. Regional transmission investigation. The commission shall open an investigatory proceeding to evaluate and consider the costs and benefits associated with regional transmission organizations, energy imbalance markets, joint tariffs, and power pools."

Page 12, line 23, strike "Utility" and substitute "Electric utility".

Page 12, line 26, before "PUBLIC" insert "ELECTRIC".

Page 13, line 1, after "CERTIFICATED" insert "ELECTRIC".

Page 13, strike lines 8 through 10.

Renumber succeeding subsections accordingly.

Page 14, line 2, strike "AND HEATING RESOURCES".

Page 14, lines 14 and 15, strike "AND HEATING RESOURCES".

Page 14, strike lines 17 through 22 and substitute "REQUIRE A UTILITY TO FILE OR PROPOSE ADDITIONAL BASE CASES. THE UTILITY MAY PROPOSE, AND THE COMMISSION SHALL CONSIDER, ALTERNATIVE OPTIMIZED PORTFOLIOS OF RESOURCES IN ADDITION TO THE BASE CASE, UTILIZING DIFFERENT LEVELS OF COSTS FOR CARBON DIOXIDE.".

Page 16, line 10, after the period add "NOTWITHSTANDING THE DISCOUNT RATE USED TO DEVELOP THE SOCIAL COST OF CARBON DIOXIDE VALUE OVER THE PLANNING PERIOD, THE COMMISSION SHALL CONTINUE TO DISCOUNT ANY NET PRESENT VALUE ANALYSIS OF ANY OPTIMIZED
RESOURCES PORTFOLIO IN THE ELECTRIC RESOURCE PLANNING PROCESS USING DISCOUNT RATES THAT THE COMMISSION DEEMS APPROPRIATE.

Page 18, after line 22 insert:

"SECTION 11. In Colorado Revised Statutes, 40-6-109.5, **amend**

(1) and (4) as follows:

40-6-109.5. **Hearings on applications - time limits for decisions.** (1) Whenever an application of any kind is filed with the commission and is accompanied by the applicant's supporting testimony or a detailed summary thereof of the supporting testimony, together with exhibits, if any, the commission shall issue its decision on such the application no later than one hundred twenty days after the application is deemed complete as prescribed by rules promulgated by the commission. If the commission finds that additional time is required, it may, by separate order, extend the time for decision by an additional period not to exceed ninety one hundred thirty days.

(4) The commission, in particular cases, under extraordinary conditions and after notice and a hearing at which the existence of such extraordinary conditions is established, may extend the time limits specified in subsections (1) and (2) of this section for a period not to exceed an additional ninety one hundred thirty days.

SECTION 12. In Colorado Revised Statutes, 40-6-111, **amend**

(1)(b) as follows:

40-6-111. **Hearing on schedules - suspension - new rates - rejection of tariffs.** (b) Pending the hearing and decision thereon, in the case of a public utility other than a rail carrier, such THE rate, fare, toll, rental, charge, classification, contract, practice, rule, or regulation shall MUST not go into effect; but the period of suspension of such THE rate, fare, toll, rental, charge, classification, contract, practice, rule, or regulation shall MUST not extend beyond one hundred twenty days beyond the time when such THE rate, fare, toll, rental, charge, classification, contract, practice, rule, or regulation would otherwise go into effect unless the commission, in its discretion, and by separate order, extends the period of suspension for a further period not exceeding ninety one hundred thirty days.

Renumber succeeding sections accordingly.

Page 24, after line 1 insert:

"(5) **There is hereby created in the state treasury the vehicle booting cash fund, referred to in this section as the "fund", consisting of any fee revenue collected by the commission pursuant to this part 8 and transmitted to the state treasurer for credit into the fund and any other money that the general assembly may appropriate or transfer to the fund. The money in the fund is continuously appropriated to the commission for its implementation of this part 8. The state treasurer shall credit all interest and income derived from the deposit and investment of money in the fund to the fund.**"

SB19-260 be referred to the Committee of the Whole with favorable recommendation.
STATE, VETERANS, & MILITARY AFFAIRS
After consideration on the merits, the Committee recommends the following:

**SB19-234** be referred favorably to the Committee on Appropriations.

**SB19-249** be referred favorably to the Committee on Appropriations.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

**HB19-1162** be referred to the Committee of the Whole with favorable recommendation.

**SB19-073** be referred to the Committee of the Whole with favorable recommendation.

**SB19-215** be referred to the Committee of the Whole with favorable recommendation.

**SB19-234** be referred to the Committee of the Whole with favorable recommendation.

**SB19-236** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the House Finance Committee Report, dated May 1, 2019, page 1, after line 2 insert:

"Page 4 of the bill, line 27, strike "SHALL" and substitute "HAS THE DISCRETION AND AUTHORITY TO".".

Page 3 of the report, after line 17 insert:

"Page 28 of the bill, strike lines 15 through 27.

Page 29 of the bill, strike lines 1 through 3 and substitute:

"SECTION 23. Appropriation. (1) For the 2019-20 state fiscal year, $372,725 is appropriated to the department of regulatory agencies."
This appropriation is from the public utilities commission fixed utility fund created in section 40-2-114 (1)(b)(II), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $243,381 for use by the public utilities commission for personal services, which amount is based on an assumption that the commission will require an additional 2.5 FTE;

(b) $17,424 for use by the public utilities commission for operating expenses; and"

Renumber succeeding sections accordingly.".

**SB19-249** be referred to the Committee of the Whole with favorable recommendation.

**SB19-261** be referred to the Committee of the Whole with favorable recommendation.

**SB19-262** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 23 and 24.

Strike pages 3 through 7.

Page 8, strike lines 1 through 14.

Renumber succeeding section accordingly.

**SB19-263** be referred to the Committee of the Whole with favorable recommendation.

On motion of Representative Garnett, **SB19-073, 215, 260, 234, 236, 262, 263, 249, 261, HB19-1162** were added to the Special Orders Calendar on May 1, 2019.

On motion of Representative Weissman, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

**SPECIAL ORDERS--SECOND READING OF BILLS**

The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:
(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SV19-176 by Senator(s) Lundeen and Bridges; also Representative(s) McCluskie and Geitner--Concerning measures to expand opportunities for students to earn postsecondary course credit while enrolled in high school, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Report, dated April 23, 2019, and placed in member's bill file; Report also printed in House Journal, April 24, 2019.

Amendment No. 2, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-248 by Senator(s) Tate and Bridges, Todd; also Representative(s) Singer and Baisley, Titone--Concerning a requirement that the director of research of the legislative council convene a working group to conduct an analysis of the state tax system used by the department of revenue, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-007 by Senator(s) Pettersen and Winter; also Representative(s) McLachlan and Buckner--Concerning the prevention of sexual misconduct on higher education campuses.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1334 by Representative(s) Saine; also Senator(s) Marble--Concerning a prohibition on disseminating an image of a minor committing suicide.

Amendment No. 1, Judiciary Report, dated April 30, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

Amendment No. 2, by Representative(s) Saine.

Amend the Judiciary Committee Report, dated April 30, 2019, page 1, line 10, after "SUICIDE" insert "AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION".

Page 1, after line 21 insert: "Page 1, strike line 102, and substitute "SUICIDE OF A MINOR."

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.
SB19-233 by Senator(s) Lee; also Representative(s) Snyder and Gray--Concerning combined reporting by a corporation for Colorado state income tax purposes.

Amendment No. 1 by Representative(s) Gray

Amend reengrossed bill, page 2, line 9, strike "clarify that the" and substitute "assert that".

Page 2, line 10, strike "adoption of".
Page 2, line 11, strike "in 1985, was not intended to" and substitute "does not".

Page 2, line 15, strike "Under section" and substitute "Section".

Page 2, line 16, strike "the general assembly intended to exclude" and substitute "excludes".

Page 2, line 19, strike "clarifies that, for purposes of" and substitute "asserts that".

Page 2, lines 20 and 21, strike "the general assembly intended that" and substitute "treats".

Page 2, line 22, strike "are treated".

Page 3, line 3, strike "(11)(f) and (11)(g)" and substitute "(11)(f), (11)(g), and (15)".

Page 3, line 15, strike the second "OR" and substitute "AND".

Page 3, line 17, after the period add "THE DEPARTMENT OF REVENUE SHALL ADOPT RULES TO DETERMINE THE MANNER IN WHICH THE MINIMIS STANDARD WILL BE UNIFORMLY APPLIED TO TAXPAYERS.".

Page 4, after line 7 insert:

"(15) THE DEPARTMENT OF REVENUE SHALL CONVENE A STAKEHOLDER WORKING GROUP ON OR BEFORE SEPTEMBER 1, 2019, TO DISCUSS TAX POLICIES AND ISSUES ARISING FROM THE RELEVANT STATUTORY PROVISIONS GOVERNING COMBINED TAX REPORTING. THE DEPARTMENT SHALL INCLUDE A REPORT REGARDING THE ACTIVITIES OF THE STAKEHOLDER WORKING GROUP IN ITS PRESENTATION MADE PURSUANT TO SECTION 2-7-203.".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-235 by Senator(s) Fenberg and Danielson; also Representative(s) Esgar and Mullica--Concerning the transfer of electronic records by voter registration agencies in order to register voters, and, in connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final Passage.
SB19-239  by Senator(s) Winter and Bridges; also Representative(s) Gray and Hansen--Concerning means of addressing the impacts of technological and business model changes related to commercial vehicles, and, in connection therewith, requiring the department of transportation to convene and consult with a stakeholder group to examine impacts of new transportation technologies and business models, identify means of addressing impacts, and report findings and make recommendations to the general assembly.

Amendment No. 1, Business Affairs & Labor Report, dated April 29, 2019, and placed in member's bill file; Report also printed in House Journal, April 29, 2019.

Amendment No. 2, by Representative(s) Gray.

Amend reengrossed bill, page 6, line 7, strike "40-1-102 (3)." and substitute "40-1-102 (3), EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3)(a) OF THIS SECTION."

Amendment No. 3, by Representative(s) Van Winkle.

Amend reengrossed bill, page 5, line 27, strike "OR".

Page 5, after line 27 insert:

"(II) A MOTOR VEHICLE THAT HAS A GROSS VEHICLE WEIGHT RATING OF MORE THAN FOURTEEN THOUSAND POUNDS; OR"

Renumber succeeding subparagraph accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-246  by Senator(s) Todd and Lundeen; also Representative(s) McLachlan and Wilson--Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Report, dated April 27, 2019, and placed in member's bill file; Report also printed in House Journal, April 27, 2019.

Amendment No. 2, by Representative(s) Wilson.

Amend Appropriations Committee Report, dated April 27, 2019, page 1, line 9, strike "CONSTITUTION." and substitute "CONSTITUTION.

SECTION 7. In Colorado Revised Statutes, add article 99 to title 22 as follows:

ARTICLE 99
Health and Wellness Through Comprehensive Quality Physical Education Instruction Pilot Program
22-99-101. Legislative declaration. (1) THE GENERAL ASSEMBLY FINDS THAT:
(a) While ensuring cognitive development and strong academic outcomes for Colorado's students is of paramount importance, focus must also be placed on the whole student, including their physical, psychological, and social health and development;

(b) Not only does physical education instruction reduce childhood obesity and foster a lifetime commitment to physical activity and healthy lifestyles, but a 2007 study by the Institute of Medicine found that physical activity also has a positive impact on cognitive ability and brain development, insomnia, depression, anxiety, and avoiding tobacco use;

(c) According to the United States Department of Defense, in 2018, obesity was one of the top reasons why seventy-one percent of Americans ages seventeen to twenty-four did not meet the military's physical requirements for military service;

(d) Recent research has demonstrated that there is a positive relationship between frequency of physical education and academic achievement;

(e) In addition, increased time devoted to physical education has been demonstrated to lead to positive development of social skills, social behaviors, self-esteem, pro-school attitudes, and improved mental health;

(f) Further, children who have physical education instruction are two and one-half times more likely to be active adults;

(g) Quality physical education strengthens the whole child through movement competency, cognitive development, and social-emotional wellness to achieve lifelong health benefits; and

(h) In 2016, a coalition of Colorado-based health and wellness organizations and educators drafted a model physical education policy based on research and best practices for voluntary adoption by school and school districts.

(2) Therefore, the general assembly declares that it is important to the health and well-being of Colorado's children and youth to ensure competent and comprehensive quality physical education instruction in Colorado schools through the creation of a pilot program for comprehensive quality physical education instruction based on the model physical education policy and through the subsequent evaluation of the pilot program's impact on participating children and youth.

22-99-102. Definitions. As used in this article 99, unless the context otherwise requires:

(1) "Applicant" means a Colorado school or school district applying to participate in the pilot program.

(2) "Comprehensive quality physical education" means the program of comprehensive quality physical education instruction described in section 22-99-103 (5).

(3) "Department" means the department of education created and existing pursuant to section 24-1-115.

(4) "Eligible school or school district" means an elementary or middle school or the elementary and middle schools of a school district.

(5) "Pilot program" means the health and wellness through comprehensive quality physical education instruction
PILOT PROGRAM CREATED IN THIS ARTICLE 99.

(6) "School" means a school of a school district authorized by section 15 of article IX of the state constitution, a charter school authorized by a school district pursuant to part 1 of article 30.5 of this title, a charter school authorized by the state charter school institute pursuant to part 5 of article 30.5 of this title, or a school operated by a board of cooperative services pursuant to article 5 of this title.

(7) "School district" means a school district authorized by section 15 of article IX of the state constitution.

(8) "State board" means the state board of education created and existing pursuant to section 1 of article IX of the state constitution.

22-99-103. Pilot program - creation - qualifying instruction - application - award of grants - report. (1) There is created in the department the health and wellness through comprehensive quality physical education instruction pilot program for the purpose of awarding grants to eligible schools or school districts to implement a program of comprehensive quality physical education instruction, as described in subsection (5) of this section. A school or school district awarded a grant pursuant to this section shall only use the grant money to address a resource need in its current physical education program that creates a barrier to implementing a program of comprehensive quality physical education instruction, as described in subsection (5) of this section. A school or school district awarded a pilot program grant shall use the money to supplement, not supplant, existing school or school district resources used for physical education programs.

(2) An eligible school or school district may apply for a three-year pilot program grant. The grant application must include all grade levels served in the eligible school or eligible schools of the school district. An application from an individual school must be submitted by the chief administrative officer of the school and, if the school is not a charter school, approved by the superintendent of the school district.

(3) Subject to available appropriations, pilot program grants are three-year grants, renewable annually, that cover the 2020-21 academic year through the 2022-23 academic year. The department shall evaluate all complete pilot program grant applications received by December 1, 2019, and shall make recommendations to the state board for the award of pilot program grants to up to fifteen eligible schools or school districts for a total amount awarded annually of no more than three million dollars, including department administrative expenses. The state board shall award the initial pilot program grants no later than February 29, 2020, to allow for a planning period for grant recipients prior to the implementation of the required pilot program components during the 2020-21 academic year.

(4) In awarding pilot program grants to eligible schools or school districts, the state board shall consider, among other award criteria:

(a) Barriers to implementing a comprehensive quality
PHYSICAL EDUCATION INSTRUCTION PROGRAM IN THE ELIGIBLE SCHOOL OR
SCHOOL DISTRICT, INCLUDING BUT NOT LIMITED TO:
(I) LACK OF RESOURCES;
(II) LACK OF APPROPRIATE EQUIPMENT;
(III) DIFFICULTY RETAINING STAFF;
(IV) THE EXISTENCE OF A FOUR-DAY SCHOOL WEEK; AND
(V) LACK OF LOCAL SCHOOL MILL LEVY OVERRIDE FUNDING TO
SUPPLEMENT SCHOOL TOTAL PROGRAM FUNDING;
(b) THE ABILITY OF THE ELIGIBLE SCHOOL OR SCHOOL DISTRICT TO
IMPLEMENT ALL COMPONENTS OF THE PILOT PROGRAM AND WHETHER A
PILOT PROGRAM GRANT WILL ENABLE THE SCHOOL OR SCHOOL DISTRICT TO
ADDRESS A RESOURCE NEED NECESSARY TO PROVIDE COMPREHENSIVE
QUALITY PHYSICAL EDUCATION INSTRUCTION;
(c) THE AMOUNT OF GRANT MONEY NEEDED FOR THE ELIGIBLE
SCHOOL OR SCHOOL DISTRICT TO IMPLEMENT THE PILOT PROGRAM
WITHOUT SUPPLANTING EXISTING RESOURCES AND A PRELIMINARY DRAFT
OF THE ELIGIBLE SCHOOL OR SCHOOL DISTRICT’S THREE-YEAR
COMPREHENSIVE QUALITY PHYSICAL EDUCATION INSTRUCTION ACTION
PLAN, AS DESCRIBED IN SUBSECTION (6) OF THIS SECTION, IF AVAILABLE,
OR A STATEMENT OF HOW THE SCHOOL OR SCHOOL DISTRICT INTENDS TO
USE THE THREE-YEAR GRANT;
(d) THE REQUIREMENT THAT AT LEAST THIRTY PERCENT OF THE
GRANTS ARE AWARDED TO ELIGIBLE SCHOOLS OR SCHOOL DISTRICTS
RECEIVING FEDERAL MONEY FOR PROGRAMS UNDER TITLE I, PART A OF
THE FEDERAL "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965",
20 U.S.C. sec. 6301 et seq., as amended;
(e) THE ELIGIBLE SCHOOL OR SCHOOL DISTRICT’S GEOGRAPHIC
LOCATION AND THE DESIRABILITY OF CREATING, TO THE EXTENT POSSIBLE,
AN EVEN DISTRIBUTION OF RURAL, URBAN, AND SUBURBAN SCHOOLS, AS
WELL AS ELEMENTARY AND MIDDLE SCHOOLS, TO ENSURE ADEQUATE
SAMPLE AND DIVERSITY FOR PURPOSES OF THE PILOT PROGRAM
EVALUATION; AND
(f) A PRELIMINARY DRAFT OF THE SCHOOL OR SCHOOL DISTRICT’S
THREE-YEAR COMPREHENSIVE QUALITY PHYSICAL EDUCATION
INSTRUCTION ACTION PLAN.
(5) A SCHOOL OR SCHOOL DISTRICT AWARDED A PILOT PROGRAM
SHALL USE THE GRANT TO IMPLEMENT A COMPREHENSIVE QUALITY
PHYSICAL EDUCATION INSTRUCTION PROGRAM THAT INCLUDES, AT A
MINIMUM, ALL OF THE FOLLOWING COMPONENTS:
(a) (I) THIRTY MINUTES DAILY OR ONE HUNDRED FIFTY MINUTES
PER WEEK OF PHYSICAL EDUCATION INSTRUCTION FOR ALL STUDENTS IN
KINDERGARTEN THROUGH FIFTH GRADE, NOT INCLUDING RECESS TIME OR
PHYSICAL ACTIVITY BREAKS;
(II) FORTY-FIVE MINUTES DAILY OR TWO HUNDRED TWENTY-FIVE
MINUTES PER WEEK FOR ALL STUDENTS IN SIXTH THROUGH EIGHTH GRADE,
NOT INCLUDING RECESS TIME OR PHYSICAL ACTIVITY BREAKS;
(III) A CLASS SIZE FOR PHYSICAL EDUCATION INSTRUCTION THAT
IS COMPARABLE TO THE CLASS SIZE FOR ACADEMIC SUBJECTS;
(IV) SAFE, CLEAN, AND WELL-MAINTAINED INDOOR AND OUTDOOR
SPACES FOR PHYSICAL EDUCATION INSTRUCTION AND PHYSICAL ACTIVITY,
AND EQUIPMENT AND FACILITIES THAT SUPPORT PHYSICAL EDUCATION
INSTRUCTION;
(V) CURRICULUM THAT MEETS COLORADO’S PHYSICAL EDUCATION
STANDARDS AT EACH COVERED GRADE LEVEL;
(VI) MODERATE TO VIGOROUS PHYSICAL ACTIVITY FOR AT LEAST
HALF OF THE PHYSICAL EDUCATION CLASS TIME;

(VII) Regular assessment of physical education learning objectives, including formative and summative assessments and a measure for student growth;

(VIII) Student progress monitoring, including student surveys of physical activity, nutrition, sleep habits, and perceptions of physical education instruction;

(IX) Physical education instructor and classroom teachers surveys of student outcomes or changes in student behavior attributed to the pilot program;

(X) A prohibition against removal of a student from the physical education program for academic reasons or as a form of punishment; and

(XI) A prohibition against exempting students from physical education instruction; except that a parent or guardian may excuse a student from participation for a limited period of time or limited portion of the instruction for religious observances or due to religions prohibitions. A student may be excused from the physical activity component of the instruction if the student is injured or has a physical or emotional condition that prevents participation. In those circumstances, modified physical activities may be provided. In accordance with the federal "Individuals with Disabilities Education Improvement Act", 42 U.S.C. sec. 1400, et. seq., as amended, all students shall receive equal-quality physical education;

(b) Licensed educators with a physical education endorsement, or, if employed by a school that does not require teacher licensing for employment, a program of professional development that enables the physical education instructor to become proficient in teaching comprehensive quality physical education in accordance with the pilot program requirements and physical education endorsement standards; and

(c) A mandatory professional development program for instructors that includes at least fifteen hours of instruction each year, which instruction must address appropriate practices in providing comprehensive quality physical education, including emerging technologies, model physical education programs, and improvement in physical education teaching methods.

(6) Each school awarded a pilot program grant and each school district awarded a pilot program grant shall prepare a three-year comprehensive quality physical education instruction action plan that includes class schedules, physical education curriculum, physical education teacher qualifications, a professional development plan, and sample physical education assessments and assessment rubrics.

(7) The department shall provide each school awarded a grant with the following support, if available and relevant:

(a) Standards-based physical education curriculum;

(b) A list of approved instructional resources and the process for approval for new and innovative instructional resources;

(c) Samples of approved formative and summative assessments and the process for approval of new assessments;

(d) Samples of approved physical education instructor
ASSESSMENT RUBRICS;

(e) Criteria to assess student and instructor growth in physical education;

(f) Resources relating to professional development for physical education instructors; and

(g) School district-appropriate practices for physical education instructors to use in physical education classes.

(8) Pilot program grant recipients shall notify parents of students in participating schools of the grant award and pilot program goals and requirements and the opportunities for parents to participate and provide feedback regarding the pilot program and its implementation within their student's school.

(9) The department shall encourage pilot program grant recipients to share best practices and to collaborate during the implementation planning process and throughout the duration of the pilot program. Grant recipients are also encouraged to provide education and training to school administrators regarding the importance of comprehensive quality physical education instruction and the necessary components of a comprehensive quality physical education program in the school.

(10) If a grant recipient is substantially out of compliance with significant requirements of the pilot program, after providing as much notice as is practicable, the state board may decline to renew a recipient's pilot program grant for the second or third academic year.

(11) Participating pilot program schools and school districts shall provide data and information to the department and to the program evaluator described in section 22-99-104 for purposes of reporting on the implementation and evaluation of the pilot program.

(12) Notwithstanding the provisions of section 24-1-136(11)(a)(I) to the contrary, the department shall report to the education committees of the senate and the house of representatives, or any successor committees, at the annual meeting of legislative committees of reference conducted during the legislative interim pursuant to section 2-7-203, concerning grants awarded pursuant to the pilot program.

22-99-104. Pilot program evaluation. (1) Subject to available appropriations, the department shall issue a request for proposals for a program evaluation of the pilot program to be completed no later than October 1, 2023. The cost of the program evaluation must not exceed one hundred eighty thousand dollars for the duration of the pilot program through completion of the program evaluation. The contract must include data collection on an ongoing basis with baseline, formative data collection throughout the pilot program period and a post-data collection analysis. In awarding the contract for the program evaluation, first priority shall be given to a proposal from a state-supported institution of higher education in Colorado that offers a kindergarten through twelfth grade physical education licensure program.

(2) (a) The department shall contract with the program evaluator at the commencement of the pilot program, if possible, so that the pilot program evaluator can develop the
NECESSARY DATA COLLECTION PRACTICES PRIOR TO IMPLEMENTATION OF
THE OPERATION OF THE PILOT PROGRAM IN SCHOOLS. AT A MINIMUM, THE
PILOT PROGRAM EVALUATOR SHALL DEVELOP THE NECESSARY DATA
COLLECTION PRACTICES TO ENSURE THAT THE PROGRAM EVALUATION CAN
ASSESS PILOT PROGRAM IMPACTS, INCLUDING BUT NOT LIMITED TO:

(I) OBJECTIVE MEASURES OF STUDENT BEHAVIOR RESULTING FROM
IMPLEMENTATION OF THE PILOT PROGRAM, WHICH MEASURES MAY
DEMONSTRATE CHANGES IN STUDENT DISCIPLINARY REFERRALS,
ATTENDANCE, AND ACADEMIC ACHIEVEMENT, AMONG OTHER BEHAVIORS;
AND

(II) OBJECTIVE MEASURES OF CHANGES TO STUDENT HEALTH AND
WELL-BEING, WHICH MEASURES MAY DEMONSTRATE STUDENT PHYSICAL
FITNESS, AS WELL AS BROADER MEASURES OF STUDENT HEALTH AND
WELL-BEING, INCLUDING CHANGES IN MENTAL HEALTH OR SUBSTANCE
USE.

(b) THE PROGRAM EVALUATOR SHALL CONDUCT A STUDENT AND
INSTRUCTOR PERCEPTION SURVEY AND INTERVIEWS TO DETERMINE THE
VALUE OF THE PILOT PROGRAM EXPERIENCE TO STUDENTS AND TO
PHYSICAL EDUCATION INSTRUCTORS AND CLASSROOM INSTRUCTORS AND
SHALL ALSO REVIEW STUDENT AND INSTRUCTOR FORMATIVE AND
SUMMATIVE ASSESSMENTS TO DETERMINE THE IMPACT OF THE PILOT
PROGRAM.

(c) FOR PURPOSES OF PROGRAM EVALUATION, THE PROGRAM
EVALUATOR SHALL WORK WITH PILOT PROGRAM RECIPIENTS TO IDENTIFY
AND DETERMINE COLLECTION PRACTICES FOR NECESSARY DATA FROM
INITIAL IMPLEMENTATION OF THE PILOT PROGRAM THROUGH COMPLETION
OF THE FINAL PILOT PROGRAM EVALUATION. NECESSARY DATA COLLECTED
BY PILOT PROGRAM PARTICIPANTS MUST INCLUDE, BUT IS NOT LIMITED TO,
STUDENT DEMOGRAPHICS, MEASURES OF STUDENT POVERTY, AND ENGLISH
LANGUAGE LEARNER STATUS. THE PROGRAM EVALUATOR SHALL NOT
RELEASE STUDENT IDENTIFYING INFORMATION AND SHALL COMPLY WITH
STATE AND FEDERAL LAW RELATING TO STUDENT DATA PRIVACY.

22-99-105. Appropriation. For the 2019-20 state fiscal year,
the general assembly shall appropriate one million one hundred
thousand dollars from the marijuana tax cash fund, created in
section 39-28.8-501, to the department to implement the pilot
program. Any money appropriated for the pilot program
pursuant to this section that is not expended prior to July 1,
2020, is further appropriated to the department for the 2020-21
through 2023-24 state fiscal years for the same purpose.

22-99-106. Repeal of article. This article 99 is repealed,
effective July 1, 2024.

SECTION 8. In Colorado Revised Statutes, 39-28.8-501, amend
(2)(b)(IV)(N); and add (2)(b)(IV)(P) as follows:
- legislative declaration. (2) (b) (IV) Subject to the limitation in
subsection (5) of this section, the general assembly may annually
appropriate any money in the fund for any fiscal year following the fiscal
year in which it was received by the state for the following purposes:
(N) For housing, rental assistance, and supportive services,
including reentry services, pursuant to section 24-32-721; and
(P) FOR COMPREHENSIVE QUALITY PHYSICAL EDUCATION
INSTRUCTION PURSUANT TO ARTICLE 99 OF TITLE 22.".

Page 1 of the report, line 12, strike "11." and substitute "14.".
Page 1 of the report, line 17, strike "12." and substitute "15."

Page 1 of the report, after line 22 insert:

"SECTION 13. Appropriation. For the 2019-20 state fiscal year, $1,100,000 is appropriated to the department of education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the department will require an additional 0.7 FTE. To implement this act, the department may use this appropriation for the health and wellness through comprehensive quality physical education instruction pilot program."

Page 2 of the report, line 6, strike "law." and substitute "law.

(4) Sections 7, 8, and 13 of this act take effect only if House Bill 19-1161 does not become law.

Amendment No. 3, by Representative(s) Buentello.

Amend Appropriations Committee Report, dated April 27, 2019, page 1, line 9, strike "CONSTITUTION." and substitute "CONSTITUTION.

SECTION 7. In Colorado Revised Statutes, add 22-14-109.5 as follows:

22-14-109.5. Ninth grade success grant program - created - criteria - use of grant money - report - rules - definitions - repeal.

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CHARTER SCHOOL" MEANS A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22 OR AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22.

(b) "PROGRAM" MEANS THE NINTH GRADE SUCCESS GRANT PROGRAM CREATED IN THIS SECTION.

(c) "SMALL RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN COLORADO THAT THE DEPARTMENT DETERMINES IS RURAL BASED ON THE GEOGRAPHIC SIZE OF THE SCHOOL DISTRICT AND THE DISTANCE OF THE SCHOOL DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA, AND THAT ENROLLS FEWER THAN ONE THOUSAND STUDENTS IN KINDERGARTEN THROUGH TWELFTH GRADE.

(d) "STUDENT GROUP" HAS THE SAME MEANING AS PROVIDED IN SECTION 22-11-103.

(e) "SUCCESS TEAM" MEANS A CROSS-DISCIPLINARY TEAM OF NINTH-GRADE TEACHERS AND SUPPORT STAFF AS DESCRIBED IN SUBSECTION (5) OF THIS SECTION.

(2) (a) THERE IS CREATED IN THE DEPARTMENT THE NINTH GRADE SUCCESS GRANT PROGRAM TO PROVIDE FUNDING TO LOCAL EDUCATION PROVIDERS AND CHARTER SCHOOLS TO IMPLEMENT A NINTH GRADE SUCCESS PROGRAM, AS DESCRIBED IN SUBSECTION (5) OF THIS SECTION, TO ASSIST STUDENTS ENROLLED IN NINTH GRADE TO DEVELOP THE SKILLS THEY NEED TO SUCCESSFULLY PERSIST TO HIGH SCHOOL GRADUATION AND SUCCEED IN THEIR EDUCATION AND PROFESSIONAL CAREERS.

(b) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, AN ALTERNATIVE EDUCATION CAMPUS DESIGNATED PURSUANT TO SECTION 22-7-604.5 MAY NOT APPLY FOR OR RECEIVE MONEY OR SERVICES THROUGH A GRANT AWARDED PURSUANT TO THIS SECTION.
(3) (a) A local education provider or charter school that serves students enrolled in grades nine through twelve and that chooses to apply for a grant through the program must submit a grant application to the department in accordance with rules adopted by the state board. A local education provider or charter school that is selected to receive a grant must, as a condition of accepting the grant, provide a grant match, which may include in-kind contributions, in an amount set by the state board, which amount must not exceed:

(I) fifteen percent of the grant amount for a local education provider that is a small rural school district or for a charter school; and

(II) twenty-five percent of the grant amount for all other local education providers.

(b) A grant application at a minimum must include:

(I) the applicant’s four-year graduation rate for the three preceding school years;

(II) whether the applicant has a data system that allows school leaders and teachers real-time access to integrated data concerning a student’s behavior, attendance, and grades and allows comparison of the data across demographic categories and student groups;

(III) for a local education provider, designation of the schools in which the local education provider will use the grant money to implement ninth grade success teams;

(IV) indication of the applicant’s ability to provide the required grant match and any type and value of in-kind contribution that the applicant may provide; and

(V) any additional information required by rule of the state board that assists the department in determining the likelihood that, in implementing the success teams, the applicant will be successful in improving the success of students enrolled in ninth grade.

(4) The department shall review each of the applications received pursuant to this section and recommend to the state board applicants to receive grants and the amount, duration, and grant match amount of each recommended grant. Beginning in the 2019-20 budget year, the state board, subject to available appropriations, shall award the grants, taking into consideration the recommendations of the department. In awarding a grant, the state board shall specify the amount and duration of the grant and the amount of the grant match, including any type of in-kind contribution, that the grant recipient must provide. The department and the state board in recommending and awarding grants shall prioritize applicants that have a four-year graduation rate that, over the preceding three school years, has consistently ranked within the lowest twenty percent of the four-year graduation rates for public high schools in the state. To the extent practicable, the state board shall also ensure that the grant recipients vary in student population size and are located in urban, suburban, and rural areas throughout the state.

(5) A local education provider or charter school that receives a grant through the program must use the grant money to implement a ninth grade success program that, at a minimum,
MUST INCLUDE THE FOLLOWING ELEMENTS:

(a) (I) Creating and implementing a cross-disciplinary success team of ninth-grade teachers and support staff, which must include at least one school counselor, school mental health professional, or school social worker. To the extent practicable, a success team must include all of the ninth-grade teachers who teach core courses, as defined in Section 22-11-503.5. The local education provider or charter school shall designate a member of the success team to serve as the success team leader and reduce the team leader’s workload to a level that allows the team leader sufficient time to complete the leadership duties, which include team logistics, preparing team meeting agendas, and facilitating team meetings.

(II) The success team must meet at least every two weeks, to the extent practicable, throughout the school year to collaborate on identifying and implementing strategies to improve outcomes for ninth-grade students who are found to be at risk of dropping out of school before graduation and to address systems-level barriers to success for all ninth-grade students. The strategies must be informed by data concerning, at a minimum, ninth-grade students’ behavior, attendance, and grades across demographic categories and student groups. The local education provider or charter school shall allow success team members time during the work day for planning and collaboration or provide incentives to meet outside of the work day.

(b) Organizing the school staff to ensure that, to the extent practicable, the ninth-grade classes are taught by a single group of teachers who teach only or mostly ninth-grade classes;

(c) Implementing a data system that provides real-time access to integrated data concerning a student’s behavior, attendance, and grades and provides the ability to compare the data across demographic categories and student groups;

(d) Identifying and prioritizing services for ninth-grade students who are at risk of academic failure in ninth grade;

(e) Providing instructional support for ninth-grade students including attendance support, content-specific academic interventions, tutoring, course-completion programs, social-emotional learning, and trauma-informed instruction;

(f) Ensuring that school leadership, guidance counselors, and key members of the success team receive and review data on all incoming ninth-grade students and plan course work and supports for the students based on the data received;

(g) Ensuring that all ninth-grade teachers receive data concerning the incoming ninth-grade students before the start of the school year and receive professional development concerning how to use the data to inform instruction for the students. To the extent possible, the local education provider or charter school shall ensure that middle school teachers provide information to ninth-grade teachers concerning the incoming ninth-grade students.

(h) Providing summer orientation for incoming ninth-grade students and their parents to introduce students to the behavioral and academic expectations of high school; and
(i) Evaluating with rigor the impact of the interventions provided through the Ninth Grade Success Program on student attendance, behavior, course completion, academic results, discipline rates, teacher surveys, student surveys, dropout rates, and graduation rates as the information becomes available for Ninth-grade students who receive interventions through the program.

(6) The General Assembly may annually appropriate money to the Department to implement the program, including money from the Marijuana Tax Cash Fund created in Section 39-28.8-501. In addition, the Department may accept and expend gifts, grants, or donations from private or public sources for the purposes of the program; except that the Department may not accept a gift, grant, or donation if it is subject to conditions that are inconsistent with this Article or any other law of the state.

(7) (a) Each local education provider and charter school that receives a grant through the program shall submit to the Department, in accordance with the reporting timelines specified in rules of the State Board, information concerning the implementation of the Ninth Grade Success Program and the evaluation of the impact, as described in subsection (5)(i) of this section, in total and disaggregated by student group. The Department shall specify the information to be reported to enable the Department to prepare the report required in subsection (7)(b) of this section.

(b) On or before March 15, 2022, and on or before March 15 each year thereafter, the Department shall prepare and submit to the State Board and to the Education Committees of the House of Representatives and the Senate, or any successor committees, a report of the Ninth Grade Success Programs implemented using grants received through the program. At a minimum, the report shall:

(I) Specify the grant recipients and the amount and duration of the grants awarded;

(II) Describe the Ninth Grade Success Programs that are implemented using the grant money; and

(III) Provide a summary of the evaluations of the impact of the interventions provided through the Ninth Grade Success Programs, as described in subsection (5)(i) of this section, in total and disaggregated by student group.

(c) Notwithstanding the requirement in Section 24-1-136(11)(a)(I), the report required in subsection (7)(b) of this section continues indefinitely.

(8) This section is repealed, effective July 1, 2025.

SECTION 8. In Colorado Revised Statutes, 22-14-109, amend (1); and repeal and reenact, with amendments, (4) as follows:

22-14-109. Student re-engagement grant program - rules - application - grants - report. (1) There is hereby created within the department the student re-engagement grant program to provide grant money to local education providers to use in providing educational services and supports to students to maintain student engagement and support student re-engagement in high school. Subject to available appropriations, the state board shall award student re-engagement grants to local education providers from money.
appropriated from the student re-engagement grant program fund created in PURSUANT TO subsection (4) of this section.

(4) THE GENERAL ASSEMBLY MAY ANNUALLY APPROPRIATE MONEY TO THE DEPARTMENT TO IMPLEMENT THE STUDENT RE-ENGAGEMENT GRANT PROGRAM CREATED IN THIS SECTION, INCLUDING MONEY FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501. IN ADDITION, THE DEPARTMENT MAY ACCEPT AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THE PROGRAM; EXCEPT THAT THE DEPARTMENT MAY NOT ACCEPT A GIFT, GRANT, OR DONATION IF IT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS ARTICLE 14 OR ANY OTHER LAW OF THE STATE.

SECTION 9. In Colorado Revised Statutes, 22-14-110, amend (1) introductory portion and (1)(b); and add (1)(b.5) as follows:

22-14-110. State board - rules. (1) The state board shall promulgate pursuant to the "State Administrative Procedure Act", article 4 of title 24, C.R.S., such rules as may be necessary to implement the provisions of this article. At a minimum, said rules shall include:

(b) The rules required pursuant to section 22-14-109 for the student re-engagement grant program; and

(b.5) THE RULES REQUIRED PURSUANT TO SECTION 22-14-109.5 FOR THE NINTH GRADE SUCCESS GRANT PROGRAM; AND".

"SECTION 16. Appropriation. For the 2019-20 state fiscal year, $800,000 is appropriated to the department of education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.6 FTE. To implement this act, the department may use this appropriation for the ninth grade success grant program."

"Amendment No. 4, by Representative(s) McLachlan. Amend reengrossed bill, page 7, line 25, strike "SCHOOL" and after "DISTRICT" insert "AND CHARTER SCHOOL"."

Page 8, lines 1 and 2, strike "LOCAL EDUCATION PROVIDER" and substitute "DISTRICT AND CHARTER SCHOOL".
Page 8, line 18, strike "thereafter THROUGH THE 2018-19 BUDGET YEAR,"
and substitute "thereafter,"

Page 8, line 25, strike "SUBSECTION (1)(c)(I)" and substitute
"SUBSECTIONS (1)(c)(I) and (1)(c)(III)(A)"

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

**SB19-150** by Senator(s) Donovan and Sonnenberg, Coram; also
Representative(s) Buentello and Pelton--Concerning the
continuation of the regulation of public livestock markets,
and, in connection therewith, implementing the
recommendations contained in the 2018 sunset report by
the department of regulatory agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

**SB19-073** by Senator(s) Ginal, Court; also Representative(s)
Landgraf and Roberts--Concerning a statewide system of
advance medical directives, and, in connection therewith,
making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

**SB19-260** by Senator(s) Zenzinger and Cooke; also Representative(s)
Tipper and Larson--Concerning entry into the fire and
police pension association for social security employers.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

**SB19-215** by Senator(s) Rodriguez; also Representative(s) Lontine--
Concerning the creation of the parents encouraging parents
conference for parents of children with disabilities, and, in
connection therewith, making an appropriation.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.

**SB19-234** by Senator(s) Rodriguez and Foote; also Representative(s)
Weissman--Concerning the continuation of the functions
of professional review committees, and, in connection
therewith, implementing the recommendations contained
in the 2018 sunset report by the department of regulatory
agencies.

Ordered revised and placed on the Calendar for Third Reading and Final
Passage.
SB19-261 by Senator(s) Moreno and Cooke, Zenzinger, Rankin; also
Representative(s) Esgar and Will, Neville, Hansen,
Ransom--Concerning the transfer of money from the
unclaimed property trust fund to the general fund.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-262 by Senator(s) Rankin and Zenzinger, Moreno; also
Representative(s) Esgar and Ransom, Hansen--Concerning
a one-time transfer of one hundred million dollars from the
general fund to the highway users tax fund.
Amendment No. 1, Appropriations Report, dated May 1, 2019, and placed
in member's bill file; Report also printed in House Journal, May 1, 2019.
As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-263 by Senator(s) Zenzinger and Rankin; also
Representative(s) Gray and Hansen--Concerning the delay
until the November 2020 general election of the
requirement that a ballot issue seeking approval for the
issuance of transportation revenue anticipation notes be
submitted to the voters of the state at the November 2019
statewide election, and, in connection therewith, amending
the ballot issue to reduce the amount of notes authorized
to be issued to offset the additional transportation funding
that will result from the repeal of only two, rather than
three, tranches of lease-purchase agreements authorized by
Senate Bill 17-267 if the ballot issue is approved and
extending from twenty to twenty-one years the period for
which annual fifty million dollar transfers from the general
fund to the state highway fund are required.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

SB19-249 by Senator(s) Gonzales and Scott; also Representative(s)
Benavidez and Bockenfeld--Concerning the licensing of
a business selling used motor vehicles that the business
used for its purposes, and, in connection therewith, making
an appropriation.
Ordered revised and placed on the Calendar for Third Reading and Final Passage.

HB19-1162 by Representative(s) Pelton and Valdez D., Bockenfeld;
also Senator(s) Sonnenberg--Concerning the extension of
the state sales and use tax exemption for farm equipment
to equipment and systems used by a farm operation to
identify or track food animals.

As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage.

SB19-096 by Senator(s) Donovan; also Representative(s) Hansen— Concerning the collection of greenhouse gas emissions data to facilitate the implementation of measures that would most cost-effectively allow the state to meet its greenhouse gas emissions reduction goals, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 25, 2019, and placed in member's bill file; Report also printed in House Journal, April 26, 2019.

Amendment No. 2, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

Amendment No. 3, by Representative(s) Hansen.

Amend the State, Veterans, and Military Affair Committee Report, dated April 25, 2019, page 2, line 13, after "TIME." insert "THE COMMISSION SHALL TAKE REASONABLE STEPS TO ENSURE THAT EMISSION ABATEMENT THAT COUNTS TOWARD MEETING THE STATE'S GREENHOUSE GAS EMISSION REDUCTION GOALS IS DURABLE AND RIGOROUSLY TRACKED."

Page 2, after line 25 insert:

"Page 8 of the reengrossed bill, after line 5 insert:

"(4) NOTHING IN THIS SECTION ALTERS THE REGULATORY EXEMPTIONS PROVIDED IN SECTION 25-7-109 (8)(a).

(5) THIS SECTION IS INTENDED TO FACILITATE PROMPT STATE ACTION TO ADDRESS GREENHOUSE GAS EMISSIONS AND NOTHING IN THIS SECTION OR THE EMISSIONS INVENTORY PROVISIONS IN SECTION 25-7-102 SHALL BE CONSTRUED TO SLOW, INTERFERE WITH, OR IMPEDE STATE ACTION TO TIMELY ADOPT RULES THAT REDUCE GREENHOUSE GAS EMISSIONS TO MEET THE STATE'S GREENHOUSE GAS EMISSION REDUCTION GOALS.".".

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

__________________________

AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT

Representative Soper moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Soper amendment, to SB 19-235, to show that said amendment passed, and that SB 19-235, as amended, passed.
Amend reengrossed bill, page 4, strike line 11 and substitute:

"(I) CHOOSE TO BE REGISTERED OR PREREGISTERED AS AN ELECTOR; AND".

Page 4, line 12, strike "PARTY; AND" and substitute "PARTY.".

Page 4, strike lines 13 through 19.

Page 5, line 9, strike "DECLINE TO" and substitute "NOT".

Page 5, strike lines 19 through 27 and substitute:


Strike page 6.

Page 7, strike line 1.

Page 10, strike line 24 and substitute:

"(a) CHOOSE TO BE REGISTERED AS AN ELECTOR;".

Page 11, line 6, strike "DECLINE TO" and substitute "NOT".

Page 11, strike line 16 through 27 and substitute:


Page 12, strike lines 1 through 26.

The amendment was declared lost by the following roll call vote:

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Representative Baisley moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Baisley amendment, to SB 19-235, to show that said amendment passed, and that SB 19-235, as amended, passed.

Amend reengrossed bill, page 13, after line 9 insert:

"(10) NOTWITHSTANDING SECTION 25-4-2403 (3), THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL TRANSFER TO THE SECRETARY OF STATE THE FULL NAME, DATE OF BIRTH, RESIDENCE ADDRESS, DELIVERABLE MAILING IF DIFFERENT FROM THE MAILING ADDRESS, AND COUNTY RESIDENCE FOR EACH INDIVIDUAL IN THE IMMUNIZATION TRACKING SYSTEM CREATED IN ACCORDANCE WITH SECTION 25-4-2403 (2). THE SECRETARY OF STATE AND EACH COUNTY CLERK SHALL PROCESS THE RECORDS SUBSTANTIALLY IN ACCORDANCE WITH THIS SECTION."

The amendment was declared lost by the following roll call vote:

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Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to SB 19-150, to show that said amendment passed, and that SB 19-150, as amended, passed.

Amend reengrossed bill, page 5, strike lines 10 through 18 and substitute "contagious animal diseases. If, in the opinion of the examining veterinarian, said animals are free of symptoms of infectious or contagious disease and have not, to the best of his knowledge, been
exposed to any infectious or contagious diseases, he shall issue a health certificate signed by him, to any purchaser who so requests. Said health certificate shall be delivered to the purchaser who is shipping the livestock out of Colorado at the time of rendering the account of sale or bill of sale.

The amendment was declared lost by the following roll call vote:

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</table>

Representative Lewis moved to amend the Report of the Committee of the Whole to reverse the action taken by the Committee in not adopting the following Lewis amendment, to SB 19-150, to show that said amendment passed, and that SB 19-150, as amended, passed.

Amend reengrossed bill, page 5, strike lines 26 and 27.

Page 6, strike lines 1 through 8 and substitute "department of agriculture. All fees or taxes for veterinary services, prior to the sale of the livestock, shall be paid by the operator of the public livestock market. All livestock intended for interstate shipment on which United States department of agriculture requires specific inspections or tests that can only be made by an approved and licensed veterinarian, THE INSPECTIONS OR TESTS shall be made at the expense of the buyer or the party who intends to move them interstate.".

The amendment was declared lost by the following roll call vote:

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</table>
ADOPTION OF COMMITTEE OF THE WHOLE REPORT


The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.

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<td>Roberts</td>
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</tbody>
</table>

INTRODUCTION OF RESOLUTION(S)

The following resolution was laid over until later:

**HR19-1010** by Representative(s) Becker--Concerning the approval by the House of Representatives of the Speaker's appointment of Debra Johnson to the Independent Ethics Commission.
House in recess.  House reconvened.

_________________

APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-217--Representatives Snyder, Chairman, Roberts and McKea

_________________

CONSIDERATION OF RESOLUTION(S)

On motion of Representative Garnett, the rules were suspended and the following resolution was given immediate consideration.

HR19-1010  by Representative(s) Becker--Concerning the approval by the House of Representatives of the Speaker's appointment of Debra Johnson to the Independent Ethics Commission.

(Printed and placed in members' files.)

On motion of Representative Becker moved the resolution be adopted.  HR19-1010 was adopted with unanimous consent.

Co-sponsor(s) added: Representative(s) Buckner, Buentello, Caraveo, Duran, Esgar, Froelich, Galindo, Garnett, Gray, Hansen, Herod, Hooton, Kipp, Kraft-Tharp, Lontine, McLachlan, Melton, Michaelson Jenet, Roberts, Singer, Sirot, Snyder, Sullivan, Titone, Valdez A., Valdez D., Weissman

_________________

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE
BILLS(RESOLUTIONS)

HB19-1261  by Representative(s) Becker and Jackson, Jaquez Lewis, Bird, Cutter, Duran, Froelich, Galindo, Hooton, Kennedy, Kipp, Melton, Roberts, Singer, Sirot, Snyder, Sullivan, Tipper, Titone, Valdez A., Weissman; also Senator(s) Winter and Williams A., Moreno--Concerning the reduction of greenhouse gas pollution, and, in connection therewith, establishing statewide greenhouse gas pollution reduction goals and making an appropriation.

(Amended as printed in Senate Journal, April 30, 2019.)

Representative Becker moved that the House concur in Senate amendments.  The motion was declared passed by the following roll call vote:

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<tr>
<th></th>
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<td>Snyder</td>
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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
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<th>YES</th>
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Co-sponsor(s) added: Representative(s) Esgar, Herod, McLachlan

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until May 2, retaining place on Calendar:

Consideration of Special Orders--SB19-236.
Consideration of Resolution(s)--SJR19-009, HR19-1007, 1008.
Consideration of Senate Amendment(s)--HB19-1076, 1242.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: HB19-1004, 1031, 1118, 1194, 1196, 1219; SB19-001.
MESSAGE FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

HB19-1261  Amended in General Orders as printed in Senate Journal, April 30, 2019.
HB19-1002  Amended in General Orders as printed in Senate Journal, April 30, 2019.
HB19-1230  Amended in General Orders as printed in Senate Journal, April 30, 2019.

The Senate has passed on Third Reading and returns herewith:

HB19-1240, 1272, 1316, 1300, and 1234.

The Senate has voted to concur in House Amendments to SB19-168, 169, 013, 175, 008, 156, 188, 193, 245, 224, and 108. The bills have been repassed as amended.

The Senate has voted not to concur in House Amendments to SB19-217 and requests that a conference committee be formed. The President has appointed Senators Foote, Chair, Fields, and Tate to serve as conferees on the first conference committee for SB19-217. The Senate has voted to allow the conferees on the first conference committee on SB19-217 to go beyond the scope of the differences between the two houses.

The Senate has voted to adopt the first conference committee report on SB19-077 and 002. The bills have been repassed as amended.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1002, 1230, and 1261.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 1st day of May, 2019, at 4:30 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, May 1, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the Colorado House or Representatives:
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1092     Animal Ban For Cruelty To Animal Conviction
Approved Wednesday, May 1, 2019 at 3:12 o’clock P.M.

HB19-1220    Court Facility Dog During Witness Testimony
Approved Wednesday, May 1, 2019 at 3:15 o’clock P.M.

Sincerely,

(signed)

Jared Polis
Governor

INTRODUCTION OF BILLS
First Reading

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

SB19-237 by Senator(s) Rodriguez; also Representative(s) Roberts--Concerning amending the "Colorado Consumer Protection Act" to clarify the damages for which plaintiffs are eligible.

Committee on Finance

SB19-257 by Senator(s) Pettersen; also Representative(s) Buentello and Cutter--Concerning amendments to the state income tax deduction for contributions to a qualified 529 account to ensure that the state income tax deduction is not aligned with the changes in the federal "Tax Cuts and Jobs Act" of 2017 that allow tax-free distributions for elementary and secondary school expenses.

Committee on Finance

On motion of Representative Garnett, the House adjourned until 9:00 a.m., May 2, 2019.

Approved:

KC Becker,
Speaker

Attest:

Marilyn Eddins,
Chief Clerk
On motion of Representative Rich, the House Journal of May 1, 2019, was declared approved as corrected by the Chief Clerk.

CONSIDERATION OF RESOLUTION(S)

HR19-1008 by Representative(s) Neville and Sullivan, Cutter, Kennedy, Larson--Concerning the designation of a portion of Colorado State Highway 470 between Mileposts 7 and 15 as the "Dave Sanders Memorial Highway".

(Printed and placed in members' files.)

On motion of Representative Neville, the resolution was read at length and adopted by viva voce vote.

Current Roll Call added as co-sponsor(s):Co-sponsor(s) added: Representative(s) Arndt, Baisley, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Carver, Catlin, Coleman, Duran, Esgar, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton,
THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

**SB19-242** by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

Laid over until later in the day, retaining place on Calendar.

**SB19-244** by Senator(s) Winter and Gardner, Moreno; also Representative(s) Lontine--Concerning statutory changes to implement changes to the workplace policies of the general assembly, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Coleman, Cutter, Duran, Esgar, Froelich, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Humphrey, Jackson, Jaquez Lewis, Kipp, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Tipper, Titone, Valdez D., Weissman

SB19-177 by Senator(s) Ginal and Hisey; also Representative(s) Singer--Concerning matters related to background checks for persons who have contact with children.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Singer was given permission to offer a Third Reading amendment:

<table>
<thead>
<tr>
<th></th>
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Third Reading amendment No. 1, by Representative Singer.

Amend revised bill, page 5, after line 27, insert:

"SECTION 3. In Colorado Revised Statutes, add 13-5-142.8 as follows:

13-5-142.8. Notice by professional persons. Under sections 13-9-123 (1), 13-9-124 (2), 13-5-142 (1), and 13-5-142.5 (2), an order for involuntary certification for short-term treatment of a mental health disorder pursuant to section 27-65-107 shall also include a notice filed by a professional person pursuant to section 27-65-107, and an order for extended certification for treatment of mental health disorder pursuant to section 27-65-108 shall also include a notice filed by a professional person pursuant to section 27-65-108."

Renumber succeeding sections accordingly.

The amendment was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

---

Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buckner, Buentello, Caraveo, Coleman, Cutter, Duran, Esgar, Galindo, Garnett, Gonzalez-Gutierrez, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Sandridge, Sirota, Snyder, Soper, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Will, Wilson

SB19-256 by Senator(s) Bridges; also Representative(s) Esgar--Concerning an appropriation made to implement House Bill 18-1299 concerning electronic documents related to the ownership of a vehicle.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Duran, Kraft-Tharp, Michaelson Jenet, Valdez D.

SB19-232 by Senator(s) Foote; also Representative(s) Weissman--Concerning the codification of the rules of the secretary of state addressing the procedures for the enforcement of state laws governing campaign finance.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Galindo, Jackson, Lontine, McLachlan, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Duran, Galindo, Jackson, Lontine, McLachlan, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A.
As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Singer was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 1**, by Representative Singer.

Amend revised bill, page 6, strike lines 25 through 27 and substitute:

"SECTION 6. In Colorado Revised Statutes, add 19-1-129 as follows:

19-1-129. Department - research authorized - prenatal substance exposure - newborn and family outcomes - report. (1) The department may conduct research as related to the definition of "abuse" in section 19-1-103 concerning the incidence of prenatal substance exposure and related newborn and family health and human services outcomes as the result of a mother's lawful and unlawful intake of controlled substances.

(2) Beginning in January 2021 and every two years thereafter, the department shall report the outcomes of any research conducted pursuant to subsection (1) of this section to the joint health committees of the general assembly as part of its "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" presentation required by section 2-7-203."

Page 7, strike lines 1 through 15.

Page 22, line 2, strike "13 to 17" and substitute "14 to 18".

Page 22, line 3, strike "13 to 17" and substitute "14 to 18".

Page 1, line 104, strike "PHYSICIANS AND PHYSICIAN ASSISTANTS" and substitute "PRESCRIBERS".

Page 1, line 107, after "EXAMINERS" insert "AND CORONERS".
Page 1, line 108, after "PROGRAM;" insert "AUTHORIZING THE
DEPARTMENT OF HUMAN SERVICES TO CONDUCT SUBSTANCE USE
RESEARCH;".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Sandridge, Sirota, Snyder, Tipper, Titone, Valdez A., Valdez D., Speaker
SB19-191 by Senator(s) Bridges and Marble; also Representative(s) Herod and Gonzales-Gutierrez--Concerning defendants' rights related to pretrial bond.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Gonzales-Gutierrez was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative Herod.

Amend revised bill, page 3, line 11, strike "MEETING THE REQUIREMENT" and substitute "FEASIBILITY".

Page 3, line 12, strike "REQUIREMENT," and substitute "PROPOSAL,".

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Caraveo, Cutter, Esgar, Froelich, Galindo, Hansen, Hooton, Kennedy, Kipp, Lontine, McKeen, Melton, Michaelson Jenet, Mullica, Sandridge, Snyder, Soper, Titone, Weissman, Speaker

**SB19-176** by Senator(s) Lundeen and Bridges; also Representative(s) McCluskie and Geitner--Concerning measures to expand opportunities for students to earn postsecondary course credit while enrolled in high school, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Baisley, Bird, Buckner, Buentello, Caraveo, Carver, Duran, Esgar, Garnett, Gray, Hansen, Herod, Hooton, Humphrey, Jackson, Kennedy, Kipp, Landgraf, Liston, Lontine, McLachlan, Michaelson Jenet, Ransom, Roberts, Sirota, Snyder, Soper, Tipper, Valdez A., Valdez D., Van Winkle, Will, Williams D., Wilson, Speaker

SB19-248 by Senator(s) Tate and Bridges, Todd; also Representative(s) Singer and Baisley, Titone--Concerning a requirement that the director of research of the legislative council convene a working group to conduct an analysis of the state tax system used by the department of revenue, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Benavidez, Buentello, Duran, Gray, Hooton, Jaquez Lewis, Kipp, Lontine, Michaelson Jenet, Pelton, Saine, Sandridge, Snyder, Valdez A., Valdez D., Van Winkle, Speaker

SB19-007 by Senator(s) Pettersen and Winter; also Representative(s) McLachlan and Buckner--Concerning the prevention of sexual misconduct on higher education campuses.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Saine was given permission to offer a Third Reading amendment:

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Caraveo, Cutter, Duran, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Roberts, Sandridge, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman

Amend engrossed bill, page 2, line 7, strike "definitions." and substitute "definitions - Lil' Von Mercado's law."

Page 3, after line 9, insert:

"(5) This section is known as and may be cited as "Lil' Von Mercado's Law"."
The amendment was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **passed**.

Co-sponsor(s) added: Representative(s) Bird, Buentello, Duran, Gray, Hooton, Jackson, Kipp, Liston, Michaelson Jenet, Snyder, Titone

On motion of Representative Garnett, consideration on Third Reading of SB19-233, 235, 239, 246, 150, 073, 260, 215, 234, 261, 262, 263, 249, HB19-1162, SB19-096, 005, 259 were laid over until later in the day, retaining place on Calendar.

House in recess.  House reconvened.
SPECIAL ORDERS - SECOND READING OF BILLS

SB19-236 by Senator(s) Garcia and Fenberg, Foote, Winter; also Representative(s) Hansen and Becker--Concerning the continuation of the public utilities commission, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated April 30, 2019, and placed in member's bill file; Report also printed in House Journal, April 30, 2019.

Amendment No. 2, Finance Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

Amendment No. 3, Appropriations Report, dated May 1, 2019, and placed in member's bill file; Report also printed in House Journal, May 1, 2019.

Amendment No. 4, by Representative(s) Hansen.

Amend the Appropriations Committee Report, dated May 1, 2019, page 1, strike lines 2 through 5 and substitute "3 of the report, after line 17 insert:".

Amendment No. 5, by Representative(s) Hansen.

Amend the Finance Committee Report, dated May 1, 2019, page 1, strike lines 1 through 8.

Page 1, line 9, strike "Page" and substitute "Amend reengrossed bill, page".

Page 2, line 33, before ":(b)" insert "(1)".

Amendment No. 6, by Representative(s) Becker and Hansen.

Amend reengrossed bill, page 4, after line 10 insert:

"SECTION 4. In Colorado Revised Statutes, 40-2-124, amend (1) introductory portion; and repeal (1)(f)(I) as follows:


(1) Each provider of retail electric service in the state of Colorado, other than municipally owned utilities that serve forty thousand customers or fewer, is a qualifying retail utility. Each qualifying retail utility, with the exception of cooperative electric associations that have voted to exempt themselves from commission jurisdiction pursuant to section 40-9.5-104 and municipally owned utilities, is subject to the rules established under this article ARTICLE 2 by the commission. No additional regulatory authority is provided to the commission other than that specifically contained in this section. In accordance with article 4 of title 24, C.R.S., the commission shall revise or clarify existing rules to establish the following:

(f) Policies for the recovery of costs incurred with respect to these standards for qualifying retail utilities that are subject to rate regulation
by the commission. These policies must provide incentives to qualifying
retail utilities to invest in eligible energy resources and must include:

   (I) Allowing a qualifying retail utility to develop and own as
utility rate-based property up to twenty-five percent of the total new
eligible energy resources the utility acquires from entering into power
purchase agreements and from developing and owning resources after
March 27, 2007, if the new eligible energy resources proposed to be
developed and owned by the utility can be constructed at reasonable cost
compared to the cost of similar eligible energy resources available in the
market. The qualifying retail utility shall be allowed to develop and own
as utility rate-based property more than twenty-five percent but not more
than fifty percent of total new eligible energy resources acquired after
March 27, 2007, if the qualifying retail utility shows that its proposal
would provide significant economic development, employment, energy
security, or other benefits to the state of Colorado. The qualifying retail
utility may develop and own these resources either by itself or jointly with
other owners, and, if owned jointly, the entire jointly owned resource
shall count toward the percentage limitations in this subparagraph (I). For
the resources addressed in this subparagraph (I), the qualifying retail
utility shall not be required to comply with the competitive bidding
requirements of the commission's rules; except that nothing in this
subparagraph (I) shall preclude the qualifying retail utility from bidding
to own a greater percentage of new eligible energy resources than
permitted by this subparagraph (I). In addition, nothing in this
subparagraph (I) shall prevent the commission from waiving, repealing,
or revising any commission rule in a manner otherwise consistent with
applicable law.

   SECTION 5. In Colorado Revised Statutes, add 40-2-125.5 as
follows:

   40-2-125.5. Carbon dioxide emission reductions - goal to
eliminate by 2050 - legislative declaration - interim targets -
submission and approval of plans - definitions - cost recovery -
reports. (1) Legislative declaration. The general assembly finds
and declares that:

   (a) It is a matter of statewide importance to promote the
development of cost-effective clean energy and new
technologies and reduce the carbon dioxide emissions from the
Colorado electric generating system;

   (b) The creation of a low-cost, reliable, and clean
electricity system is critical to achieving the level of
greenhouse gas emissions necessary to avoid the worst impacts
of climate change and advancing a robust and efficient
low-carbon economy for the state of Colorado and the nation;

   (c) Technology advancement has already allowed
Colorado to achieve reductions in carbon dioxide emissions from
the electric utility sector, and continued technology
development is key to extend progress toward a reliable,
low-cost, clean energy future;

   (d) Alternative financing mechanisms may result in lower
costs to electric utility customers; therefore, it is helpful to
provide alternative financing mechanisms that utilities may use
to reduce the total amount of costs being included in customer
rates resulting from accelerating the retirement of electric
generating facilities; and

   (e) A bold clean energy policy will support this progress
AND ALLOW COLORADANS TO ENJOY THE BENEFITS OF RELIABLE CLEAN
ENERGY AT AN AFFORDABLE COST.

(2) Definitions. As used in this section, unless the context
otherwise requires:
   (a) "Clean energy plan" means a plan filed by a qualifying
retail utility as part of its electric resource plan to reduce the
qualifying retail utility’s carbon dioxide emissions associated
with electricity sales to the qualifying retail utility’s
electricity customers by eighty percent from 2005 levels by
2030, and that seeks to achieve providing its customers with
energy generated from one-hundred-percent clean energy
resources by 2050.
   (b) "Clean energy resource" means any
electricity-generating technology that generates or stores
electricity without emitting carbon dioxide into the atmosphere.
Clean energy resources include, without limitation, eligible
energy resources as defined in section 40-2-124 (1)(a).
   (c) "Qualifying retail utility" means a retail utility
providing electric service to more than five hundred thousand
customers in this state or any other electric utility that opts in
pursuant to subsection (3)(b) of this section.

(3) Clean energy targets. (a) In addition to the other
requirements of this section, a qualifying retail utility shall
meet the following clean energy targets:
   (I) By 2030, the qualifying retail utility shall reduce the
carbon dioxide emissions associated with electricity sales to the
qualifying retail utility’s electricity customers by eighty
percent from 2005 levels.
   (II) For the years 2050 and thereafter, or sooner if
practicable, the qualifying retail utility shall seek to achieve
the goal of providing its customers with energy generated from
one-hundred-percent clean energy resources so long as doing
so is technically and economically feasible, in the public
interest, and consistent with the requirements of this section.
   (III) The qualifying retail utility shall retire renewable
energy credits established under section 40-2-124 (1)(d), in the
year generated, by any eligible energy resources used to comply
with the requirements of this section.
   (b) Any other electric public utility may opt into the full
terms of this entire section upon notification to the commission.

(4) Submission and approval of plans. (a) The first electric
resource plan that a qualifying retail utility files with the
commission after January 1, 2020, must include a clean energy
plan that will achieve the clean energy target set forth in
subsection (3)(a)(I) of this section and make progress toward the
one-hundred-percent clean energy goal set forth in subsection
(3)(a)(II) of this section in accordance with the following:
   (I) The electric resource plan containing the clean
energy plan must utilize a resource acquisition period that
extends through 2030.
   (II) The clean energy plan submitted to the commission
must set forth a plan of actions and investments by the
qualifying retail utility projected to achieve compliance with
the clean energy targets in subsections (3)(a)(I) and (3)(a)(II) of
this section and that result in an affordable, reliable, and
CLEAN ELECTRIC SYSTEM.

(III) In the electric resource plan that includes the clean energy plan, the qualifying retail utility shall clearly distinguish between the set of resources necessary to meet customer demands in the resource acquisition period and the additional clean energy plan activities that may be undertaken to meet the clean energy target in subsection (3)(a)(I) of this section, which may create an additional resource need for the clean energy plan. These activities may include retirement of existing generating facilities, changes in system operation, or any other necessary actions.

(IV) After conducting any procurement process pursuant to subsection (5)(b) of this section or otherwise, the qualifying retail utility shall set forth the actions and investments required to fill the additional resource need identified for the clean energy plan to satisfy the clean energy target in subsection (3)(a)(I) of this section. These actions and investments may include development of new clean energy resources, development of new transmission and other supporting infrastructure, and clean energy resource acquisitions. Any new transmission development is subject to existing commission and stakeholder transmission planning processes, as applicable.

(V) The clean energy plan must describe the effect of the actions and investments included in the clean energy plan on the safety, reliability, renewable energy integration, and resilience of electric service in the state of Colorado.

(VI) The clean energy plan must set forth the projected cost of its implementation and anticipated reductions in carbon dioxide and other emissions.

(VII) If the clean energy plan includes accelerated retirement of any existing generating facilities, the clean energy plan must include workforce transition and community assistance plans for utility workers impacted by any clean energy plan and a plan to pay community assistance to any local government or school district, the voters of which have approved projects the costs of which are expected to be paid for from property taxes that are directly impacted by the accelerated retirement of the electric generating facility in an amount equal to the costs of the voter-approved projects that were expected to be paid from the revenue sources directly impacted by the accelerated retirement of the projects, including but not limited to the payment of bonds, notes, or other multiple-fiscal year obligations or lease purchase agreements that have been issued or entered into to pay the costs of such projects. Any payment of community assistance shall be reduced on an equivalent basis to the extent that property tax is derived from new electric infrastructure developed in the same impacted community. The qualifying retail utility may propose a cost-recovery mechanism to recover the prudently incurred costs of any workforce transition and community assistance plans. The workforce transition and community assistance plans must include, to the extent feasible, estimates of:

(A) The number of workers employed by the utility or a contractor of the utility at the electric generating facility;
(B) The total number of existing workers with jobs that will be retained and the total number of existing workers with jobs that will be eliminated due to the retirement of the electric generating facility;

(C) With respect to the existing workers with jobs that will be eliminated due to the retirement of the electric generating facility, the total number and number by job classification of workers for whom: Employment will end without being offered other employment by the utility; the workers will retire as planned, be offered early retirement, or leave voluntarily; the workers will be retained by being transferred to other electric generating facilities or offered other employment by the utility; and the workers will be retrained to continue to work for the utility in a new job classification;

(D) If the utility is replacing the electric generating facility being retired with a new electric generating facility: The number of workers from the retired electric generating facility that will be offered employment at the new electric generating facility; and the number of jobs at the new electric generating facility that will be outsourced to subcontractors. The utility shall develop a training or apprenticeship program, under the terms of an applicable collective bargaining agreement, if any, for the maintenance and operation of any new combination generation and storage facility owned by the utility that does not emit carbon dioxide, to which facility displaced workers may transfer as appropriate.

(VIII) If the minimum amounts of electricity from eligible energy resources set forth in section 40-2-124 (1)(c) are satisfied, a qualifying retail utility may propose to use up to one-half of the funds collected annually under section 40-2-124 (1)(g), as well as any accrued funds, to recover the incremental cost of clean energy resources and their directly related interconnection facilities. The utility may account for these funds in calculating the cost of the plan.

(b) The division of administration in the department of public health and environment shall participate in any proceeding seeking approval of a clean energy plan developed by a qualifying retail utility pursuant to this section. The division shall describe the methods of measuring carbon dioxide emissions and shall verify the projected carbon dioxide emission reductions as a result of the clean energy plan.

(c) After consulting with the air quality control commission, the division of administration shall determine whether a clean energy plan as filed under this section will result in an eighty-percent reduction, relative to 2005 levels, in carbon dioxide emissions from the qualifying retail utility’s Colorado electricity sales by 2030 and is otherwise consistent with any greenhouse gas emission reduction goals established by the state of Colorado. The division shall publish, and shall report to the public utilities commission, the division’s calculation of carbon dioxide emission reductions attributable to any approved clean energy plan. Nothing in the division’s engagement in this process shall be construed to diminish or override the commission’s authority under this title 40.
(d) The Commission shall approve the Clean Energy Plan if the Commission finds it to be in the public interest and consistent with the Clean Energy Target in subsection (3)(a)(I) of this section, and the Commission may modify the Plan if the modification is necessary to ensure that the Plan is in the public interest. In evaluating whether a Clean Energy Plan submitted to the Commission is in the public interest, the Commission shall consider the following factors, among other relevant factors as defined by the Commission:

(I) Reductions in carbon dioxide and other emissions that will be achieved through the Clean Energy Plan and the environmental and health benefits of those reductions;

(II) The feasibility of the Clean Energy Plan and the Clean Energy Plan’s impact on the reliability and resilience of the electric system. The Commission shall not approve any Plan that does not protect system reliability.

(III) Whether the Clean Energy Plan will result in a reasonable cost to customers, as evaluated on a net present value basis. In evaluating the cost impacts of the Clean Energy Plan, the Commission shall consider the effect on customers of the projected costs associated with the Plan as set forth in subsection (4)(a)(VI) of this section as well as any projected savings associated with the Plan, including projected avoided fuel costs.

(e) If the Commission finds that approval of the Clean Energy Plan is not in the public interest, or if the Commission modifies the Plan, the Utility may choose to submit an amended Plan to the Commission for approval in lieu of having no Plan or implementing the modified Plan. No Clean Energy Plan is effective without Commission approval, and a Qualifying Retail Utility shall not be required to submit more than one Plan for Commission approval.

(5) Regulatory matters. (a) Ensuring retail rate stability.

(I) The Commission shall establish a maximum electric retail rate impact of one and one-half percent of the total electric bill annually for each customer for implementation of the approved additional Clean Energy Plan activities, consistent with this subsection (5). Nothing in this subsection (5)(a) supersedes subsection (3)(a)(I) of this section.

(II) A Qualifying Retail Utility shall collect revenues for the additional Clean Energy Plan activities through a Clean Energy Plan Revenue Rider assessed on a percentage basis on all retail customer bills, as deemed prudent by the Commission. The revenue rider may be established as early as the year following approval of a Clean Energy Plan by the Commission, and the Qualifying Retail Utility may propose a commencement date and level no greater than the maximum electric retail rate impact. The revenue rider shall afford the Qualifying Retail Utility cost recovery treatment up to the maximum electric retail rate impact until the first rate case following the final implementation of the Clean Energy Plan, at which time the remaining costs and savings associated with the Clean Energy Plan will be incorporated into base rates. The Qualifying Retail Utility may propose to adjust the level of the retail rate rider over time so long as it does not exceed the maximum retail rate.
IMPACT AND AS DEEMED PRUDENT BY THE COMMISSION. NOTHING IN THIS
SUBSECTION (5) AFFECTS THE COMMISSION'S AUTHORITY TO EVALUATE
THE PRUDENCE OF COSTS ASSOCIATED WITH APPROVED CLEAN ENERGY
PLAN ACTIVITIES.

(III) THE CLEAN ENERGY PLAN REVENUE RIDER WILL BE UTILIZED
FOR COSTS OF A QUALIFYING RETAIL UTILITY'S CLEAN ENERGY PLAN
CAPITAL INVESTMENTS AND OPERATING AND RELATED EXPENSES,
EXCLUSIVE OF:

(A) FUEL AND TRANSMISSION COSTS;

(B) COSTS ASSOCIATED WITH THE CAPITAL INVESTMENTS AND
OPERATING AND RELATED EXPENSES WITHIN THE OVERALL APPROVED
RESOURCE PORTFOLIO NECESSARY TO FULLY SATISFY THE RESOURCE NEED
IDENTIFIED FOR THE ELECTRIC RESOURCE PLAN WITHOUT THE CLEAN
ENERGY PLAN;

(C) THE INCREMENTAL COSTS OF ELIGIBLE ENERGY RESOURCES
RECOVERED WITH FUNDS COLLECTED UNDER SECTION 40-2-124 (1)(g);
AND

(D) THE INCREMENTAL COSTS OF ANY CLEAN ENERGY RESOURCES
AND THEIR DIRECTLY RELATED INTERCONNECTION FACILITIES THAT,
SUBJECT TO COMMISSION APPROVAL, ARE RECOVERED WITH FUNDS
COLLECTED UNDER SECTION 40-2-124 (1)(g) IN ACCORDANCE WITH
SUBSECTION (4)(a)(VIII) OF THIS SECTION. SAVINGS ASSOCIATED WITH
THE PLAN WILL RETURN TO CUSTOMERS THROUGH EXISTING RATE RIDERS
AND BASE RATE ADJUSTMENTS.

(IV) THE CLEAN ENERGY PLAN REVENUE RIDER SHALL AFFORD
CUSTOMERS CERTAINTY ON THE MAXIMUM RATE IMPACT OF THE
APPROVED ADDITIONAL CLEAN ENERGY PLAN ACTIVITIES THROUGH AT
LEAST CALENDAR YEAR 2030. ANNUALLY, THE QUALIFYING RETAIL
UTILITY SHALL FILE A REPORT WITH THE COMMISSION INDICATING, AT A
MINIMUM:

(A) THE AMOUNT OF RIDER COLLECTIONS;

(B) THE REVENUE REQUIREMENT ASSOCIATED WITH THE APPROVED
ADDITIONAL CLEAN ENERGY PLAN ACTIVITIES TO BE PAID FOR FROM THE
RIDER COLLECTIONS;

(C) ANY POSITIVE OR NEGATIVE RIDER ACCOUNT BALANCE;

(D) INTEREST EXPENSE ASSOCIATED WITH THE REVENUE RIDER
BALANCE; AND

(E) ANY OTHER INFORMATION REQUIRED BY THE COMMISSION.

(V) IN THE FIRST RATE CASE FOLLOWING THE FINAL
IMPLEMENTATION OF THE CLEAN ENERGY PLAN, THE COMMISSION SHALL
CONDUCT A FINAL RECONCILIATION OF THE CLEAN ENERGY PLAN REVENUE
RIDER AND DETERMINE HOW TO ACCOUNT FOR ANY POSITIVE OR NEGATIVE
RIDER BALANCE. IN THE MANNER DETERMINED BY THE COMMISSION, ANY
REMAINING POSITIVE BALANCE SHALL BE RETURNED TO CUSTOMERS OR
USED TO REDUCE CUSTOMER RATES AND ANY NEGATIVE BALANCE SHALL
BE INCORPORATED INTO THE QUALIFYING RETAIL UTILITY’S RATES.

(b) THE QUALIFYING RETAIL UTILITY SHALL UTILIZE A
COMPETITIVE BIDDING PROCESS, AS DEFINED BY THE COMMISSION IN
RULES, TO PROCE THE ANY ENERGY RESOURCES TO FILL THE CUMULATIVE
RESOURCE NEED DERIVED FROM THE ELECTRIC RESOURCE PLAN AND THE
CLEAN ENERGY PLAN IN SUBSECTION (4)(a)(III) OF THIS SECTION. THE
COMMISSION SHALL ALLOW THE QUALIFYING RETAIL UTILITY, INCLUSIVE
OF ANY OWNERSHIP BY ITS AFFILIATES, TO OWN A TARGET OF FIFTY
PERCENT OF THE ENERGY AND CAPACITY ASSOCIATED WITH THE CLEAN
ENERGY RESOURCES AND ANY OTHER ENERGY RESOURCES DEVELOPED OR
ACQUIRED TO MEET THE RESOURCE NEED, AS WELL AS ALL ASSOCIATED INFRASTRUCTURE, IF THE COMMISSION FINDS THE COST OF UTILITY OR AFFILIATE OWNERSHIP OF THE GENERATION ASSETS COMES AT A REASONABLE COST AND RATE IMPACT. UTILITY OWNERSHIP MAY COME FROM UTILITY OR AFFILIATE SELF-BUILDS, BUILD-TRANSFERS FROM INDEPENDENT POWER PRODUCERS, OR SALES OF EXISTING ASSETS FROM INDEPENDENT POWER PRODUCERS OR SIMILAR COMMERCIAL ARRANGEMENTS.

(c) Any actions, including transmission development, taken by the qualifying retail utility shall be presumed prudent to the extent those actions are a part of an approved clean energy plan.

(d) For the purposes of this section, the clean energy target evaluation will be based upon the qualifying retail utility's electricity sales within its electric service territory as it existed on January 1, 2019. In the event of a significant acquisition, the qualifying retail utility may file within one year after the acquisition an additional clean energy plan to address that acquisition, and the commission shall consider the additional clean energy plan consistent with the goals of this section.

(e) The commission may, on its own motion or upon application by a qualifying retail utility, amend an approved clean energy plan if amendment is necessary to ensure the reliability and resilience of the electric system. The commission may require the qualifying retail utility to provide such periodic reports on the reliability and resiliency of the electric system as it may deem appropriate to ensure the clean energy plan does not adversely impact reliability or resiliency.

(f) (I) A clean energy plan voluntarily filed by a municipal utility or a cooperative electric association that has voted to exempt itself from regulation by the commission pursuant to Article 9.5 of this title shall be deemed approved by the commission as filed if:

(A) The division of administration, in consultation with the commission, verifies that the plan demonstrates that, by 2030, the municipal utility or cooperative electric association will achieve at least an eighty percent reduction in greenhouse gas emissions caused by the entity's Colorado electricity sales relative to 2005 levels; and

(B) The clean energy plan has previously been approved by a vote of the entity's governing body.

(II) Voluntary submission of a clean energy plan by a municipal utility or a cooperative electric association does not alter the entity's regulatory status with respect to the commission, including under Article 9.5 of this title.

(g) Nothing in this subsection (5) precludes the use of bonds as a mechanism for recovering utility capital in a retired electric generating facility.

(6) Reports. One year after approval of any electric resource plan that incorporates a clean energy plan, the qualifying retail utility shall prepare a report to the governor, the general assembly, the public utilities commission, and the air quality control commission outlining progress toward the clean energy targets set forth in this section. The report must
SET FORTH THE CLEAN ENERGY RESOURCES DEVELOPED UNDER ANY CLEAN
ENERGY PLAN, THE COST AND CUSTOMER IMPACT OF THOSE CLEAN ENERGY
RESOURCES, THE EFFECT OF ANY APPROVED CLEAN ENERGY PLAN ON
SYSTEM RELIABILITY, AND ANY OTHER RELEVANT INFORMATION. THE
REPORT MUST ALSO IDENTIFY THE NEED FOR NEW OR ADDITIONAL
TECHNOLOGY DEVELOPMENT NECESSARY TO ACHIEVE THE CLEAN ENERGY
TARGETS OF THIS SECTION.

(7) **Future electric resource plans.** Any electric resource
plan submitted to the commission after approval of the clean
energy plan must include an update on the progress made
toward the approved clean energy plan, as well as actions and
investments by the qualifying retail utility projected to achieve
compliance with the emission reduction target identified in
subsection (3)(a)(I) of this section and make progress toward the
one-hundred-percent clean energy goal set forth in subsection
(3)(a)(II) of this section. The commission may solicit input from
the division of administration for assistance in evaluating the
emission reductions associated with any future electric
resource plan and consistent with the clean energy targets of
this section. The commission shall review the qualifying retail
utility’s actions and investments in accordance with the
standards set forth in subsection (4)(d) of this section.

(8) **Regional transmission investigation.** The commission
shall open an investigatory proceeding for purposes of
evaluating and considering the costs and benefits associated
with regional transmission organizations, energy imbalance
markets, joint tariffs, and power pools.".

Renumber succeeding sections accordingly.

Page 4, after line 23 insert:

"**SECTION 7.** In Colorado Revised Statutes, amend 40-2-129 as
follows:

40-2-129. **New resource acquisitions - factors in determination**
- local employment - "best value" metrics. (1) (a) When evaluating
electric resource acquisitions and requests for a certificate of convenience
and necessity for construction or expansion of generating facilities,
including but not limited to pollution control or fuel conversion upgrades
and conversion of existing coal-fired plants to natural gas plants, the
commission shall consider, on a qualitative basis, factors that affect
employment and IN ALL DECISIONS INVOLVED IN ELECTRIC RESOURCE
ACQUISITION PROCESSES, BEST VALUE REGARDING EMPLOYMENT OF
COLORADO LABOR, AS DEFINED IN SECTION 8-17-101 (2)(a), AND POSITIVE
IMPACTS ON the long-term economic viability of Colorado communities.
To this end, the commission shall require utilities to request OBTAIN AND
PROVIDE TO THE COMMISSION the following information regarding "best
value" employment metrics: The availability of training programs,
including training through apprenticeship programs registered with the
United States department of labor, labor’s office of apprenticeship and
training OR BY STATE APPRENTICESHIP COUNCILS RECOGNIZED BY THAT
OFFICE; employment of Colorado workers labor as compared to
importation of out-of-state workers; long-term career opportunities; and
industry-standard wages, health care, and pension benefits. When a utility
proposes to construct new facilities of its own, the utility shall supply
similar information to the commission.

(b) Any electric resource acquisition decision must be based in part on review of the best value employment metrics criteria set forth in any solicitation document. The commission shall not approve any electric resource plan, acquisition, or power purchase agreement that fails to either:

(I) Provide the best value employment metrics documentation specified in the solicitation document; or

(II) In the alternative, certify compliance with objective best value employment metrics performance standards set forth in the solicitation document.

(c) The commission may waive the requirements of this section if a utility agrees to use a project labor agreement for construction or expansion of a generating facility.

(2) Following development or acquisition of a generating facility by a utility, for all generating facilities owned by the utility that do not emit carbon dioxide, the utility shall use utility employees or qualified contractors if the contractors' employees have access to an apprenticeship program registered with the United States Department of Labor's office of apprenticeship and training or by a state apprenticeship council recognized by that office; except that this apprenticeship requirement does not apply to:

(a) The design, planning, or engineering of the infrastructure;

(b) Management functions to operate the infrastructure;

or

(c) Any work included in a warranty.

(3) The provisions of this section regarding best value employment metrics do not apply to projects involving retail distributed generation, as defined in section 40-2-124 (1)(a)(VIII) or 40-2-127(2)(b)(I)(B)."

Renumber succeeding sections accordingly.

Page 26, after line 21 insert:

"SECTION 22. In Colorado Revised Statutes, add article 41 to title 40 as follows:

ARTICLE 41

Colorado Energy Impact Bond Act

40-41-101. Short title. The short title of this article 41 is the "Colorado Energy Impact Bond Act".

40-41-102. Definitions. As used in this article 41, unless the context otherwise requires:

(1) "Adjustment mechanism" means a formula-based mechanism for making automatic adjustments to CO-EI charges authorized in a financing order and for making any adjustments that are necessary to correct for overcollection or undercollection of such charges or otherwise ensure the timely and complete payment of the CO-EI bonds and all financing costs.

(2) "Ancillary agreement" means any bond, insurance policy, letter of credit, reserve account, surety bond, interest rate lock or swap arrangement, hedging arrangement, liquidity
OR CREDIT SUPPORT ARRANGEMENT, OR OTHER FINANCIAL ARRANGEMENT ENTERED INTO IN CONNECTION WITH CO-EI BONDS THAT IS DESIGNED TO PROMOTE THE CREDIT QUALITY AND MARKETABILITY OF THE CO-EI BONDS OR TO MITIGATE THE RISK OF AN INCREASE IN INTEREST RATES.

(3) "ASSIGNEE" MEANS ANY PERSON TO WHICH AN INTEREST IN CO-EI PROPERTY IS SOLD, ASSIGNED, TRANSFERRED, OR CONVEYED, OTHER THAN AS SECURITY, AND ANY SUCCESSOR TO OR SUBSEQUENT ASSIGNEE OF SUCH A PERSON.

(4) "BONDHOLDER" MEANS ANY HOLDER OR OWNER OF CO-EI BONDS.

(5) "CO-EI BONDS" MEANS COLORADO ENERGY IMPACT BONDS THAT ARE LOW-COST CORPORATE SECURITIES, SUCH AS SENIOR SECURED BONDS, DEBENTURES, NOTES, CERTIFICATES OF PARTICIPATION, CERTIFICATES OF BENEFICIAL INTEREST, CERTIFICATES OF OWNERSHIP, OR OTHER EVIDENCES OF INDEBTEDNESS OR OWNERSHIP THAT HAVE A SCHEDULED MATURITY DATE AS DETERMINED REASONABLE BY THE COMMISSION BUT NOT LATER THAN THIRTY-TWO YEARS FOLLOWING ISSUANCE, THAT ARE RATED AA OR AA2 OR BETTER BY AT LEAST ONE MAJOR INDEPENDENT CREDIT RATING AGENCY AT THE TIME OF PRICING, AND THAT ARE ISSUED BY AN ELECTRIC UTILITY OR AN ASSIGNEE PURSUANT TO A FINANCING ORDER, THE PROCEEDS OF WHICH ARE USED, DIRECTLY OR INDIRECTLY, TO RECOVER, FINANCE, OR REFINANCE COMMISSION-APPROVED CO-EI COSTS AND FINANCING COSTS.

(6) "CO-EI CHARGE" MEANS A CHARGE IN AN AMOUNT AUTHORIZED BY THE COMMISSION IN A FINANCING ORDER IN ORDER TO PROVIDE A SOURCE OF REVENUE SOLELY TO REPAY, FINANCE, OR REFINANCE CO-EI COSTS AND FINANCING COSTS THAT ARE IMPOSED ON AND ARE A PART OF ALL CUSTOMER BILLS AND ARE COLLECTED IN FULL BY THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES, ITS SUCCESSORS OR ASSIGNEES, OR A COLLECTION AGENT THROUGH A NONBYPASSABLE CHARGE THAT IS SEPARATE AND APART FROM THE ELECTRIC UTILITY'S BASE RATES.

(7) (a) "CO-EI COSTS" MEANS:

(I) (A) AT THE OPTION OF AND UPON PETITION BY AN ELECTRIC UTILITY, AND AS APPROVED BY THE COMMISSION, ANY OF THE PRETAX COSTS THAT THE ELECTRIC UTILITY HAS INCURRED OR WILL INCUR THAT ARE CAUSED BY, ASSOCIATED WITH, OR REMAIN AS A RESULT OF THE RETIREMENT OF AN ELECTRIC GENERATING FACILITY LOCATED IN THE STATE.

(B) AS USED IN THIS SUBSECTION (7), "PRETAX COSTS", IF APPROVED BY THE COMMISSION, INCLUDE, BUT ARE NOT LIMITED TO, THE UNRECOVERED CAPITALIZED COST OF A RETIRED ELECTRIC GENERATING FACILITY, COSTS OF DECOMMISSIONING AND RESTORING THE SITE OF THE ELECTRIC GENERATING FACILITY, AND OTHER APPLICABLE CAPITAL AND OPERATING COSTS, ACCRUED CARRYING CHARGES, DEFERRED EXPENSES, REDUCTIONS FOR APPLICABLE INSURANCE AND SALVAGE PROCEEDS AND THE COSTS OF RETIRING ANY EXISTING INDEBTEDNESS, FEES, COSTS, AND EXPENSES TO MODIFY EXISTING DEBT AGREEMENTS OR FOR WAIVERS OR CONSENTS RELATED TO EXISTING DEBT AGREEMENTS.

(II) AMOUNTS FOR ASSISTANCE TO AFFECTED WORKERS AND COMMUNITIES IF APPROVED BY THE COMMISSION.

(III) PRETAX COSTS THAT AN ELECTRIC UTILITY HAS PREVIOUSLY INCURRED RELATED TO THE COMMISSION-APPROVED CLOSURE OF AN ELECTRIC GENERATING FACILITY OCCURRING BEFORE THE EFFECTIVE DATE OF THIS SECTION.
(b) "CO-EI COSTS" DO NOT INCLUDE ANY MONETARY PENALTY, FINE, OR FORFEITURE ASSESSED AGAINST AN ELECTRIC UTILITY BY A GOVERNMENT AGENCY OR COURT UNDER A FEDERAL OR STATE ENVIRONMENTAL STATUTE, RULE, OR REGULATION.

(8) "CO-EI PROPERTY" MEANS:

(a) ALL RIGHTS AND INTERESTS OF AN ELECTRIC UTILITY OR SUCCESSOR OR ASSIGNEE OF AN ELECTRIC UTILITY UNDER A FINANCING ORDER FOR THE RIGHT TO IMPOSE, BILL, COLLECT, AND RECEIVE CO-EI CHARGES AS IT IS AUTHORIZED TO DO SOLELY UNDER THE FINANCING ORDER AND TO OBTAIN PERIODIC ADJUSTMENTS TO SUCH CO-EI CHARGES AS PROVIDED IN THE FINANCING ORDER; AND

(b) ALL REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENTS, PAYMENTS, MONEY, OR PROCEEDS ARISING FROM THE RIGHTS AND INTERESTS SPECIFIED IN SUBSECTION (8)(a) OF THIS SECTION, REGARDLESS OF WHETHER SUCH REVENUE, COLLECTIONS, CLAIMS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS ARE IMPOSED, BILLED, RECEIVED, COLLECTED, OR MAINTAINED TOGETHER WITH OR COMMINGLED WITH OTHER REVENUE, COLLECTIONS, RIGHTS TO PAYMENT, PAYMENTS, MONEY, OR PROCEEDS.

(9) "CO-EI REVENUE" MEANS ALL REVENUE, RECEIPTS, COLLECTIONS, PAYMENTS, MONEY, CLAIMS, OR OTHER PROCEEDS ARISING FROM CO-EI PROPERTY.

(10) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO.

(11) "CUSTOMER" MEANS A PERSON THAT TAKES ELECTRIC DISTRIBUTION OR ELECTRIC TRANSMISSION SERVICE FROM AN ELECTRIC UTILITY OR ITS SUCCESSORS OR ASSIGNEES UNDER COMMISSION-APPROVED RATE SCHEDULES OR PURSUANT TO SPECIAL CONTRACTS FOR CONSUMPTION OF ELECTRICITY IN THE STATE. THE TERM INCLUDES A CUSTOMER'S SUCCESSORS AND ASSIGNEES.

(12) "ELECTRIC UTILITY" MEANS AN ENTITY OPERATING FOR THE PURPOSE OF SUPPLYING ELECTRICITY TO THE PUBLIC FOR DOMESTIC, MECHANICAL, OR PUBLIC USES AND INCLUDES AN INVESTOR-OWNED ELECTRIC UTILITY SUBJECT TO REGULATION UNDER ARTICLES 1 TO 7 OF THIS TITLE 40, A MUNICIPALLY OWNED UTILITY, AND A COOPERATIVE ELECTRIC ASSOCIATION.

(13) "FINANCING COSTS" MEANS, IF APPROVED BY THE COMMISSION IN A FINANCING ORDER, COSTS TO ISSUE, SERVICE, REPAY, OR REFINANCE CO-EI BONDS, WHETHER INCURRED OR PAID UPON ISSUANCE OF THE CO-EI BONDS OR OVER THE LIFE OF THE CO-EI BONDS, AND INCLUDES:

(a) PRINCIPAL, INTEREST, AND REDEMPTION PREMIUMS THAT ARE PAYABLE ON CO-EI BONDS;

(b) ANY PAYMENT REQUIRED UNDER AN ANCILLARY AGREEMENT AND ANY AMOUNT REQUIRED TO FUND OR REPLENISH A RESERVE ACCOUNT OR OTHER ACCOUNTS ESTABLISHED UNDER THE TERMS OF ANY INDENTURE, ANCILLARY AGREEMENT, OR OTHER FINANCING DOCUMENT PERTAINING TO CO-EI BONDS;

(c) ANY OTHER COSTS RELATED TO ISSUING, SUPPORTING, REPAYING, REFUNDING, AND SERVICING CO-EI BONDS, INCLUDING, BUT NOT LIMITED TO, SERVICING FEES, ACCOUNTING AND AUDITING FEES, TRUSTEE FEES, LEGAL FEES, CONSULTING FEES, FINANCIAL ADVISOR FEES, ADMINISTRATIVE FEES, PLACEMENT AND UNDERWRITING FEES, CAPITALIZED INTEREST, RATING AGENCY FEES, STOCK EXCHANGE LISTING AND COMPLIANCE FEES, SECURITY REGISTRATION FEES, FILING FEES,
INFORMATION TECHNOLOGY PROGRAMMING COSTS, AND ANY OTHER DEMONSTRABLE COSTS NECESSARY TO OTHERWISE ENSURE AND GUARANTEE THE TIMELY PAYMENT OF CO-EI BONDS OR OTHER AMOUNTS OR CHARGES PAYABLE IN CONNECTION WITH CO-EI BONDS;
(d) ANY TAXES AND LICENSE FEES IMPOSED ON THE REVENUE GENERATED FROM THE COLLECTION OF A CO-EI CHARGE;
(e) ANY STATE AND LOCAL TAXES, INCLUDING FRANCHISE, SALES AND USE, AND OTHER TAXES OR SIMILAR CHARGES, INCLUDING, BUT NOT LIMITED TO, REGULATORY ASSESSMENT FEES, WHETHER PAID, PAYABLE, OR ACCRUED; AND
(f) ANY COSTS INCURRED BY AN ELECTRIC UTILITY TO PAY THE COMMISSION’S COSTS OF ENGAGING SPECIALIZED COUNSEL AND EXPERT CONSULTANTS EXPERIENCED IN SECURITIZED ELECTRIC UTILITY RATEPAYER-BACKED BOND FINANCING SIMILAR TO CO-EI BONDS AS AUTHORIZED BY SECTION 40-41-107 (3).

(14) "FINANCING ORDER" MEANS AN ORDER OF THE COMMISSION ISSUED PURSUANT TO SECTION 40-41-106 THAT GRANTS, IN WHOLE OR IN PART, AN APPLICATION FILED PURSUANT TO SECTION 40-41-103 AND THAT AUTHORIZES THE ISSUANCE OF CO-EI BONDS IN ONE OR MORE SERIES, THE IMPOSITION, CHARGING, AND COLLECTION OF CO-EI CHARGES, AND THE CREATION OF CO-EI PROPERTY.
(15) "FINANCING PARTY" MEANS A HOLDER OF CO-EI BONDS AND TRUSTEES, COLLATERAL AGENTS, ANY PARTY UNDER AN ANCILLARY AGREEMENT, OR ANY OTHER PERSON ACTING FOR THE BENEFIT OF A HOLDER OF CO-EI BONDS.
(16) "FINANCING STATEMENT" HAS THE SAME MEANING AS SET FORTH IN SECTION 4-9-102 (39).
(17) "NONBYPASSABLE" MEANS THAT THE PAYMENT OF A CO-EI CHARGE MAY NOT BE AVOIDED BY ANY FUTURE OR EXISTING CUSTOMER LOCATED WITHIN AN ELECTRIC UTILITY SERVICE AREA AS SUCH SERVICE AREA EXISTED AS OF THE DATE OF THE FINANCING ORDER OR, IF THE FINANCING ORDER SO PROVIDES, AS SUCH SERVICE AREA MAY BE EXPANDED, EVEN IF THE CUSTOMER ELECTS TO PURCHASE ELECTRICITY FROM A SUPPLIER OTHER THAN THE ELECTRIC UTILITY.
(18) "SUCCESSOR" MEANS, WITH RESPECT TO ANY LEGAL ENTITY, ANOTHER LEGAL ENTITY THAT SUCCEEDS BY OPERATION OF LAW TO THE RIGHTS AND OBLIGATIONS OF THE FIRST LEGAL ENTITY PURSUANT TO ANY BANKRUPTCY, REORGANIZATION, RESTRUCTURING, OTHER INSOLVENCY PROCEEDING, MERGER, ACQUISITION, CONSOLIDATION, OR SALE OR TRANSFER OF ASSETS, WHETHER ANY OF THESE OCCUR DUE TO A RESTRUCTURING OF THE ELECTRIC POWER INDUSTRY OR OTHERWISE. SOLELY FOR THE PURPOSE OF IMPLEMENTING THIS ARTICLE 41, "SUCCESSOR" DOES NOT INCLUDE ANY MUNICIPALLY OWNED ELECTRIC UTILITY ESTABLISHED AND PROVIDING RETAIL ELECTRIC SERVICE BEFORE THE DATE ON WHICH CO-EI BONDS ARE ISSUED PURSUANT TO A FINANCING ORDER RELATING TO ELECTRIC GENERATING FACILITIES THAT SERVE OR PREVIOUSLY SERVED THE SERVICE AREA OF THE MUNICIPALLY OWNED ELECTRIC UTILITY.

40-41-103. Financing orders - application requirements.
(1) AN ELECTRIC UTILITY, IN ITS SOLE DISCRETION, MAY APPLY TO THE COMMISSION FOR A FINANCING ORDER AS AUTHORIZED BY THIS SECTION.
(2) (a) AN INVESTOR-OWNED OR OTHER REGULATED ELECTRIC UTILITY MAY FILE AN APPLICATION FOR APPROVAL TO ISSUE CO-EI BONDS IN ONE OR MORE SERIES, IMPOSE, CHARGE, AND COLLECT CO-EI CHARGES, AND CREATE CO-EI PROPERTY RELATED TO THE RETIREMENT OF AN
electric generating facility in Colorado that has previously
been approved by the commission.
(b) An electric utility that is not regulated may file an
application for approval to issue CO-EI bonds in one or more
series, impose, charge, and collect CO-EI charges, and create
CO-EI property related to the retirement of an electric
generating facility in Colorado.
(c) The commission shall take final action to approve,
deny, or modify any application for a financing order as
described in subsection (2)(a) or (2)(b) of this section in a final
order issued in accordance with the commission's rules for
addressing applications.
(3) (a) An application for a financing order must include
the following information:
(I) A description of the CO-EI costs that the applicant
proposes to recover with the proceeds of the CO-EI bonds;
(II) An estimate of the financing costs related to the
CO-EI bonds;
(III) An estimate of the CO-EI charges necessary to pay
the CO-EI costs and all financing costs, and the period over
which such costs will be recovered, including the proposed
scheduled and final maturity of the CO-EI bonds;
(IV) A proposed methodology for allocating the revenue
requirement for the CO-EI charge among customer classes,
including special contract customers;
(V) A description of the nonbypassable CO-EI charge
required to be paid by customers within the electric utility's
service area for recovery of CO-EI costs and a proposed
adjustment mechanism reflecting the allocation methodology
referred to in subsection (3)(a)(IV) of this section;
(VI) An estimate of the timing of the issuance of the CO-EI
bonds, or series of bonds; and
(VII) An estimate of the net projected cost savings or a
demonstration of how the issuance of CO-EI bonds and the
imposition of CO-EI charges would avoid or significantly
mitigate rate impacts to customers as compared with traditional
methods of financing and recovering CO-EI costs from
customers.
(b) In addition to furnishing the information specified in
subsection (3)(a) of this section, an applicant shall:
(I) Specify a future ratemaking process to reconcile any
difference between the CO-EI costs financed by CO-EI bonds and
the final CO-EI costs incurred by the utility or the assignee. The
reconciliation may affect the electric utility's base rates or
any rider adopted pursuant to section 40-41-104 (4), but shall
not affect the amount of the bonds or the associated CO-EI
charges paid by customers.
(II) Provide direct testimony supporting the application.
40-41-104. Issuance of financing orders. (1) Following
notice and hearing on an application for a financing order as
required by the commission's rules, practice, and procedure, the
commission may issue a financing order if the commission finds
that:
(a) The CO-EI costs described in the application related to
the retirement of the electric generating facilities are
REASONABLE;

(b) The proposed issuance of CO-EI bonds and the imposition and collection of CO-EI charges:

(I) Are just and reasonable;

(II) Are consistent with the public interest;

(III) Constitute a prudent and reasonable mechanism for the financing of the CO-EI costs described in the application; and

(IV) Will provide substantial, tangible, and quantifiable net present value savings or other benefits to customers that are greater than the benefits that would have been achieved absent the issuance of CO-EI bonds; and

(c) The provisions of the financing order will ensure that the proposed structuring, marketing, and pricing of the CO-EI bonds will:

(I) Materially lower overall costs to customers or avoid or mitigate rate impacts to customers relative to traditional methods of financing and recovering CO-EI costs from customers; and

(II) Achieve the maximum net present value of customer savings, as determined by the commission in a financing order, consistent with market conditions at the time of sale and the terms of the financing order.

(2) The financing order must:

(a) Determine the maximum amount of CO-EI costs that may be financed from proceeds of CO-EI bonds authorized to be issued by the financing order;

(b) Approve a methodology for allocating the revenue requirement for the CO-EI charge among customer classes;

(c) Describe the proposed customer billing mechanism for CO-EI charges and include a finding that the mechanism is just and reasonable;

(d) Describe and estimate the financing costs that may be recovered through CO-EI charges and the period over which the costs may be recovered, subject to Section 40-41-105;

(e) Determine whether the proposed structuring, expected pricing, and financing costs of CO-EI bonds have a significant likelihood of lowering overall costs to customers or avoiding or significantly mitigating rate impacts to customers as compared with traditional methods of financing and recovering CO-EI costs from customers. A financing order must provide detailed findings of fact addressing cost-effectiveness and associated rate impacts upon customers and customer classes.

(f) Require the imposition and collection of the non-bypassable CO-EI charges authorized under a financing order for the period specified in subsection (2)(d) of this section;

(g) Describe the CO-EI property that may be created in favor of the utility and its successors and assignees and that will be used to pay, and secure the payment of, the CO-EI bonds and financing costs authorized in the financing order;

(h) Authorize and approve an adjustment mechanism reflecting the allocation methodology specified in subsection (2)(b) of this section;

(i) Authorize the applicant electric utility to finance CO-EI costs through the issuance of one or more series of CO-EI bonds. An electric utility is not required to secure a separate
FINANCING ORDER FOR EACH ISSUANCE OF CO-EI BONDS OR FOR EACH SCHEDULED PHASE OF THE PREVIOUSLY APPROVED RETIREMENT OF ELECTRIC GENERATING FACILITIES APPROVED IN THE FINANCING ORDER.

(j) Include any additional findings or conclusions deemed appropriate by the Commission;

(k) Specify the degree of flexibility afforded to the electric utility in establishing the terms and conditions of the CO-EI bonds, including, but not limited to, repayment schedules, expected interest rates, and other financing costs;

(l) Specify the timing of actions required by the order, including:

(I) The timing of issuance of the CO-EI bonds, independent of the schedule of retirement of the electric generating facility;

(II) The energy assistance funds, if included in the bond issue, may be transferred to a third-party entity designated by the commission to administer transition assistance on behalf of displaced workers and affected communities no later than the date on which the electric generating facility ceases operation; and

(III) The applicant electric utility files to reduce its rates as required in subsection (4) of this section simultaneously with the inception of the CO-EI charges and independently of the schedule of closing and decommissioning of the electric generating facility; and

(m) Specify a future ratemaking process to reconcile any difference between the actual CO-EI costs financed by CO-EI bonds and the final CO-EI costs incurred by the utility or the assignee. The reconciliation may affect the electric utility's base rates or any rider adopted pursuant to subsection (4) of this section, but shall not affect the amount of the bonds or the associated CO-EI charges paid by customers.

(3) A financing order issued to an electric utility must permit and may require the creation of an electric utility's CO-EI property pursuant to subsection (2)(g) of this section to be conditioned upon, and simultaneous with, the sale or other transfer of the CO-EI property to an assignee and the pledge of the CO-EI property to secure CO-EI bonds.

(4) A financing order must require the applicant electric utility, simultaneously with the inception of the collection of CO-EI charges, to reduce its rates through a reduction in base rates or by a negative rider on customer bills in an amount equal to the revenue requirement associated with the utility assets being financed by CO-EI bonds.

(5) If the voters of a local government or school district have approved projects the costs of which are expected to be paid for from property taxes that are directly impacted by the retirement of an electric generating facility pursuant to the terms of a financing order, the financing order must provide for the payment of community assistance to the local government in an amount equal to the costs of the voter-approved projects that were expected to be paid from the revenue sources directly impacted by the retirement of an electric generating facility pursuant to the terms of the financing order, including the costs of financing such projects, including but not limited to the
PAYMENT OF BONDS, NOTES, OR OTHER MULTIPLE-FISCAL YEAR
OBLIGATIONS OR LEASE PURCHASE AGREEMENTS THAT HAVE BEEN ISSUED
OR ENTERED INTO TO PAY THE COSTS OF SUCH PROJECTS. ANY PAYMENT
OF COMMUNITY ASSISTANCE SHALL BE REDUCED ON AN EQUIVALENT BASIS
TO THE EXTENT THAT PROPERTY TAX IS DERIVED FROM NEW ELECTRIC
INFRASTRUCTURE DEVELOPED IN THE SAME IMPACTED COMMUNITY.

(6) IN A FINANCING ORDER, THE COMMISSION MAY INCLUDE ANY
CONDITIONS THAT ARE NECESSARY TO PROMOTE THE PUBLIC INTEREST
AND MAY GRANT RELIEF THAT IS DIFFERENT FROM THAT WHICH WAS
REQUESTED IN THE APPLICATION SO LONG AS THE RELIEF IS WITHIN THE
SCOPE OF THE MATTERS ADDRESSED IN THE COMMISSION’S NOTICE OF THE
APPLICATION.

40-41-105. Effect of financing order. (1) A FINANCING ORDER
REMAINS IN EFFECT UNTIL THE CO-EI BONDS ISSUED AS AUTHORIZED BY
THE FINANCING ORDER HAVE BEEN PAID IN FULL AND ALL FINANCING
COSTS RELATING TO THE CO-EI BONDS HAVE BEEN PAID IN FULL.
(2) A FINANCING ORDER REMAINS IN EFFECT AND UNABATED
NOTWITHSTANDING THE BANKRUPTCY, REORGANIZATION, OR INSOLVENCY
OF THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES OR
ANY AFFILIATE OF THE ELECTRIC UTILITY OR SUCCESSOR ENTITY OR
ASSIGNEE.
(3) SUBJECT TO JUDICIAL REVIEW AS PROVIDED FOR IN SECTION
40-41-108, A FINANCING ORDER IS IRREVOCABLE. THEREFORE,
NOTWITHSTANDING SECTION 40-6-112 (1), THE COMMISSION MAY NOT
REDUCE, IMPAIR, POSTPONE, OR TERMINATE CO-EI CHARGES APPROVED
IN A FINANCING ORDER OR IMPAIR CO-EI PROPERTY OR THE COLLECTION
OR RECOVERY OF CO-EI REVENUE.
(4) NOTWITHSTANDING SUBSECTION (3) OF THIS SECTION, UPON
THE REQUEST OF AN ELECTRIC UTILITY OR AT THE REQUEST OF PARTIES IN
THE COMMISSION PROCEEDING, THE COMMISSION MAY COMMENCE A
PROCEEDING AND ISSUE A SUBSEQUENT FINANCING ORDER THAT PROVIDES
FOR REFINANCING, RETIRING, OR REFUNDING CO-EI BONDS ISSUED
PURSUANT TO THE ORIGINAL FINANCING ORDER IF:
(a) THE COMMISSION MAKES ALL OF THE FINDINGS SPECIFIED IN
SECTION 40-41-104 (1) WITH RESPECT TO THE SUBSEQUENT FINANCING
ORDER; AND
(b) THE SUBSEQUENT FINANCING ORDER DOES NOT IMPAIR IN ANY
WAY THE COVENANTS AND TERMS OF THE CO-EI BONDS TO BE
REFINANCED, RETIRED, OR REFUNDED.

40-41-106. Effect on commission jurisdiction. (1) EXCEPT AS
OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, IF THE
COMMISSION ISSUES A FINANCING ORDER TO AN ELECTRIC UTILITY, THE
COMMISSION SHALL NOT, IN EXERCISING ITS POWERS AND CARRYING OUT
ITS DUTIES PURSUANT TO THIS ARTICLE 41:
(a) CONSIDER THE CO-EI BONDS ISSUED PURSUANT TO THE
FINANCING ORDER TO BE DEBT OF THE ELECTRIC UTILITY OTHER THAN FOR
INCOME TAX PURPOSES;
(b) CONSIDER THE CO-EI CHARGES PAID UNDER THE FINANCING
ORDER TO BE REVENUE OF THE ELECTRIC UTILITY;
(c) CONSIDER THE CO-EI COSTS OR FINANCING COSTS SPECIFIED
IN THE FINANCING ORDER TO BE THE REGULATED COSTS OR ASSETS OF THE
ELECTRIC UTILITY; OR
(d) DETERMINE ANY PRUDENT ACTION TAKEN BY AN ELECTRIC
UTILITY THAT IS CONSISTENT WITH THE FINANCING ORDER TO BE UNJUST
OR UNREASONABLE.
(2) Nothing in subsection (1) of this section:

(a) Prevents or precludes the commission from investigating the compliance of an electric utility with the terms and conditions of a financing order and requiring compliance with the financing order; or

(b) Prevents or precludes the commission from imposing regulatory sanctions against a regulated electric utility for failure to comply with the terms and conditions of a financing order or the requirements of this article 41.

(3) The commission may not refuse to allow the recovery of any costs associated with the retirement of electric generating facilities by an electric utility solely because the electric utility has elected to recover those costs through traditional ratemaking methods or to finance those activities through a financing mechanism other than CO-EI bonds, whether or not a financing order with respect to such costs has been applied for by the utility or issued by the commission.

(4) The commission may adopt rules to implement this article 41.

40-41-107. Electric utility customer protection. (1) In addition to any other authority of the commission:

(a) The commission may attach such conditions to the approval of a financing order as the commission deems appropriate to maximize the benefits and minimize the risks of the transaction to customers, directly impacted Colorado workers and communities, and the electric utility;

(b) The commission shall specify in the financing order a process to structure, market, and price CO-EI bonds, including the selection of the underwriter or underwriters, in a manner consistent with the public interest and the legal obligations of the electric utility;

(c) The commission shall review and determine the reasonableness of all proposed up-front and ongoing financing costs; and

(d) The commission has the authority required to perform comprehensive due diligence in its evaluation of an application for a financing order and has the authority to oversee the process used to structure, market, and price CO-EI bonds.

(2) Within one hundred twenty days after the issuance of CO-EI bonds, the applicant shall file with the commission information regarding the actual up-front issuance costs of the CO-EI bonds. The commission shall review, on a reasonably comparable basis, such information to determine if the issuance resulted in the lowest overall costs that were reasonably consistent with both market conditions at the time of the pricing and the terms of the financing order. The commission may disallow incremental up-front issuance costs in excess of the lowest overall costs by requiring the electric utility to make a credit in an amount equal to the excess of actual issuance costs incurred, and paid for out of CO-EI bond proceeds, and the lowest overall issuance costs as determined by the commission. The commission may not make adjustments to the CO-EI charges for any such excess up-front issuance costs.

(3) In performing its responsibilities under this article 41, the commission may engage outside consultants and counsel,
SELECTED BY THE COMMISSION, WHO ARE EXPERIENCED IN SECURITIZED
ELECTRIC UTILITY RATEPAYER-BACKED BOND FINANCING SIMILAR TO
CO-EI BONDS. THESE OUTSIDE CONSULTANTS AND COUNSEL HAVE A DUTY
OF LOYALTY SOLELY TO THE COMMISSION, MUST NOT HAVE ANY
FINANCIAL INTEREST IN THE CO-EI BONDS, AND SHALL NOT PARTICIPATE
IN THE UNDERWRITING OR SECONDARY MARKET TRADING OF THE CO-EI
BONDS. THE EXPENSES ASSOCIATED WITH ANY ENGAGEMENT SHALL BE
PAID BY THE APPLICANT UTILITY AND SHALL BE INCLUDED AS FINANCING
COSTS AND INCLUDED IN THE CO-EI CHARGE, ARE NOT AN OBLIGATION OF
THE STATE, AND ARE ASSIGNED SOLELY TO THE TRANSACTION.

(4) If an electric utility’s application for a financing
order is denied or withdrawn or for any reason no CO-EI bonds
are issued, any costs of retaining expert consultants and
counsel on behalf of the commission, as authorized by
subsection (3) of this section and approved by the commission,
shall be paid by the applicant electric utility and shall be
eligible for recovery by the electric utility, including carrying
costs, in the electric utility’s future rates.

order is a final order of the commission. Notwithstanding
section 40-6-115 (5) specifying proper venue for petition filings,
a party aggrieved by the issuance of a financing order may
petition for suspension and review of the financing order only in
the district court for the city and county of Denver. In the case
of any petition for suspension and review, the court shall
proceed to hear and determine the action as expeditiously as
practicable and shall give the action precedence over other
matters not accorded similar precedence by law.

40-41-109. Electric utilities - duties. (1) The electric bills of
an electric utility that has obtained a financing order and
caused CO-EI bonds to be issued:
(a) Must explicitly reflect that a portion of the charges
on the bill represents CO-EI charges approved in a financing
order issued to the electric utility and, if the CO-EI property
has been transferred to an assignee, must include a statement
that the assignee is the owner of the rights to CO-EI charges
and that the electric utility or other entity, if applicable, is
acting as a collection agent or servicer for the assignee;
(b) Must include the CO-EI charge on each customer’s bill
as a separate line item titled “energy impact assistance charge”
and may include both the rate and the amount of the charge on
each bill. The failure of an electric utility to comply with this
subsection (1) does not invalidate, impair, or affect any
financing order, CO-EI property, CO-EI charge, or CO-EI bonds,
but may subject the electric utility to penalties under
applicable commission rules; and
(c) Must explain to customers in an annual filing with the
commission the rate impact that financing the retirement of
electric generating facilities will have on customer rates.
(2) An electric utility that has obtained a financing order
and caused CO-EI bonds to be issued must demonstrate in an
annual filing with the commission that CO-EI bond proceeds are
applied solely to the repayment of CO-EI costs and that CO-EI
revenues are applied solely to the repayment of CO-EI bonds and
other financing costs in accordance with the financing order.
THE COST OF SUCH ANNUAL FILING IS A FINANCING COST RECOVERABLE BY
THE ELECTRIC UTILITY FROM THE CO-EI CHARGE.

40-41-110. CO-EI property. (1) CO-EI property that is
described in a financing order constitutes an existing present
property right or interest in an existing present property right
even though the imposition and collection of CO-EI charges
depends on the electric utility to which the financing order is
issued performing its servicing functions relating to the
collection of CO-EI charges and on future electricity
consumption. The property right or interest exists regardless of
whether the revenues or proceeds arising from the CO-EI
property have been billed, have accrued, or have been collected
and notwithstanding the fact that the value or amount of the
property right or interest is dependent on the future provision
of service to customers by the electric utility or a successor or
assignee of the electric utility.

(2) CO-EI property described in a financing order exists
until all CO-EI bonds issued pursuant to the financing order are
paid in full and all financing costs and other costs of the CO-EI
bonds have been recovered in full.

(3) All or any portion of CO-EI property described in a
financing order issued to an electric utility may be transferred,
sold, conveyed, or assigned to a successor or assignee that is
wholly owned, directly or indirectly, by the electric utility
and is created for the limited purpose of acquiring, owning, or
administering CO-EI property or issuing CO-EI bonds as
authorized by the financing order. All or any portion of CO-EI
property may be pledged to secure CO-EI bonds issued pursuant
to a financing order, amounts payable to financing parties and
to counterparties under any ancillary agreements, and other
financing costs. Each transfer, sale, conveyance, assignment, or
pledge by an electric utility or an affiliate of an electric
utility is a transaction in the normal course of business for
purposes of section 40-5-105 (1)(a).

(4) If an electric utility defaults on any required payment
of charges arising from CO-EI property described in a financing
order, a court, upon application by an interested party and
without limiting any other remedies available to the applying
party, shall order the sequestration and payment of the
revenue arising from the CO-EI property to the financing
parties. Any such financing order remains in full force and
effect notwithstanding any reorganization, bankruptcy, or
other insolvency proceedings with respect to the electric
utility or its successors or assignees.

(5) The interest of a transferee, purchaser, acquirer,
assignee, or pledgee in CO-EI property specified in a financing
order issued to an electric utility, and in the revenue and
collections arising from that property, is not subject to setoff,
counterclaim, surcharge, or defense by the electric utility or
any other person or in connection with the reorganization,
bankruptcy, or other insolvency of the electric utility or any
other entity.

(6) A successor to an electric utility, whether pursuant
to any reorganization, bankruptcy, or other insolvency
proceeding or whether pursuant to any merger or acquisition,
SALE, OTHER BUSINESS COMBINATION, OR TRANSFER BY OPERATION OF LAW, AS A RESULT OF ELECTRIC UTILITY RESTRUCTURING OR OTHERWISE, SHALL PERFORM AND SATISFY ALL OBLIGATIONS OF, AND HAS THE SAME DUTIES AND RIGHTS UNDER A FINANCING ORDER AS, THE ELECTRIC UTILITY TO WHICH THE FINANCING ORDER APPLIES AND SHALL PERFORM THE DUTIES AND EXERCISE THE RIGHTS IN THE SAME MANNER AND TO THE SAME EXTENT AS THE ELECTRIC UTILITY, INCLUDING COLLECTING AND PAYING TO ANY PERSON ENTITLED TO RECEIVE THEM THE REVENUES, COLLECTIONS, PAYMENTS, OR PROCEEDS OF CO-EI PROPERTY DESCRIBED IN THE FINANCING ORDER.

40-41-111. CO-EI bonds - legal investments - not public debt - pledge of state. (1) BANKS, TRUST COMPANIES, SAVINGS AND LOAN ASSOCIATIONS, INSURANCE COMPANIES, EXECUTORS, ADMINISTRATORS, GUARDIANS, TRUSTEES, AND OTHER FIDUCIARIES MAY LEGALLY INVEST ANY MONEY WITHIN THEIR CONTROL IN CO-EI BONDS. PUBLIC ENTITIES, AS DEFINED IN SECTION 24-75-601(1), MAY INVEST PUBLIC FUNDS IN CO-EI BONDS ONLY IF THE CO-EI BONDS SATISFY THE INVESTMENT REQUIREMENTS ESTABLISHED IN PART 6 OF ARTICLE 75 OF TITLE 24. (2) CO-EI BONDS ISSUED AS AUTHORIZED BY A FINANCING ORDER ARE NOT DEBT OF OR A PLEDGE OF THE FAITH AND CREDIT OR TAXING POWER OF THE STATE, ANY AGENCY OF THE STATE, OR ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE. HOLDERS OF CO-EI BONDS HAVE NO RIGHT TO HAVE TAXES LEVIED BY THE STATE OR BY ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE FOR THE PAYMENT OF THE PRINCIPAL OR INTEREST ON CO-EI BONDS. THE ISSUANCE OF CO-EI BONDS DOES NOT DIRECTLY, INDIRECTLY, OR CONTINGENTLY OBLIGATE THE STATE OR A POLITICAL SUBDIVISION OF THE STATE TO LEVY ANY TAX OR MAKE ANY APPROPRIATION FOR PAYMENT OF PRINCIPAL OR INTEREST ON THE CO-EI BONDS. (3) (a) THE STATE PLEDGES TO AND AGREES WITH HOLDERS OF CO-EI BONDS, ANY ASSIGNEE, AND ANY FINANCING PARTIES THAT THE STATE WILL NOT: (I) TAKE OR PERMIT ANY ACTION THAT IMPAIRS THE VALUE OF CO-EI PROPERTY; OR (II) REDUCE, ALTER, OR IMPAIR CO-EI CHARGES, EXCEPT THROUGH APPLICATION OF THE ADJUSTMENT MECHANISM, THAT ARE IMPOSED, COLLECTED, AND REMITTED FOR THE BENEFIT OF HOLDERS OF CO-EI BONDS, ANY ASSIGNEE, AND ANY FINANCING PARTIES, UNTIL ANY PRINCIPAL, INTEREST, AND REDEMPTION PREMIUM PAYABLE ON CO-EI BONDS, ALL FINANCING COSTS, AND ALL AMOUNTS TO BE PAID TO AN ASSIGNEE OR FINANCING PARTY UNDER AN ANCILLARY AGREEMENT ARE PAID IN FULL. (b) A PERSON WHO ISSUES CO-EI BONDS MAY INCLUDE THE PLEDGE SPECIFIED IN SUBSECTION (3)(a) OF THIS SECTION IN THE CO-EI BONDS, ANCILLARY AGREEMENTS, AND DOCUMENTATION RELATED TO THE ISSUANCE AND MARKETING OF THE CO-EI BONDS.

40-41-112. Assignee or financing party not automatically subject to commission regulation. AN ELECTRIC UTILITY, ASSIGNEE, OR FINANCING PARTY THAT IS NOT ALREADY REGULATED BY THE COMMISSION DOES NOT BECOME SUBJECT TO COMMISSION REGULATION SOLELY AS A RESULT OF ENGAGING IN ANY TRANSACTION AUTHORIZED BY OR DESCRIBED IN THIS ARTICLE 41.

40-41-113. Effect of other laws and judicial decisions. (1) IF ANY PROVISION OF THIS ARTICLE 41 CONFLICTS WITH ANY OTHER LAW REGARDING THE ATTACHMENT, ASSIGNMENT, PERFECTION, EFFECT OF
PERFECTION, OR PRIORITY OF ANY SECURITY INTEREST IN OR TRANSFER OF
CO-EI PROPERTY, THE PROVISION OF THIS ARTICLE 41 GOVERNS TO THE
EXTENT OF THE CONFLICT.

(2) EFFECTIVE ON THE DATE THAT CO-EI BONDS ARE FIRST ISSUED,
IF ANY PROVISION OF THIS ARTICLE 41 IS HELD TO BE INVALID OR IS
INVALIDATED, SUPERSEDED, REPLACED, REPEaled, OR EXPIRES, THAT
OCcurrence DOES NOT AFFECT ANY ACTION ALLOWED UNDER THIS
ARTICLE 41 THAT WAS LAWFULLY TAKEN BY THE COMMISSION, AN
ELECTRIC UTILITY, AN ASSIGNEE, A COLLECTION AGENT, A FINANCING
PARTY, A BONDHOLDER, OR A PARTY TO AN ANCILLARY AGREEMENT
BEFORE THE OCCURRENCE, AND ANY SUCH ACTION REMAINS IN FULL FORCE
AND EFFECT.

(3) NOTHING IN SUBSECTION (1) OR (2) OF THIS SECTION
PRECLUDES AN ELECTRIC UTILITY FOR WHICH THE COMMISSION HAS
INITIALLY ISSUED A FINANCING ORDER FROM APPLYING TO THE
COMMISSION FOR:

(a) A SUBSEQUENT FINANCING ORDER AMENDING THE FINANCING
ORDER AS AUTHORIZED BY SECTION 40-41-105 (4); OR
(b) APPROVAL OF THE ISSUANCE OF CO-EI BONDS TO REFUND ALL
OR A PORTION OF AN OUTSTANDING SERIES OF CO-EI BONDS.

40-41-114. Choice of law. THE LAWS OF THIS STATE GOVERN THE
VALIDITY, ENFORCEABILITY, ATTACHMENT, PERFECTION, PRIORITY, AND
EXERCISE OF REMEDIES WITH RESPECT TO THE TRANSFER OF AN INTEREST
OR RIGHT OR CREATION OF A SECURITY INTEREST IN ANY CO-EI PROPERTY,
CO-EI CHARGE, OR FINANCING ORDER.

40-41-115. Security interests in CO-EI property. (1) THE
CREATION, PERFECTION, AND ENFORCEMENT OF ANY SECURITY INTEREST
IN CO-EI PROPERTY TO SECURE THE REPAYMENT OF THE PRINCIPAL OF
AND INTEREST ON CO-EI BONDS, AMOUNTS PAYABLE UNDER ANY
ANCILLARY AGREEMENT, AND OTHER FINANCING COSTS ARE GOVERNED BY
THIS SECTION AND NOT BY THE "UNIFORM COMMERCIAL CODE", TITLE 4,
TO THE EXTENT OF ANY CONFLICT.

(2) THE DESCRIPTION OR INDICATION OF CO-EI PROPERTY IN A
TRANSFER OR SECURITY AGREEMENT AND A FINANCING STATEMENT IS
SUFFICIENT ONLY IF THE DESCRIPTION OR INDICATION REFERS TO THIS
ARTICLE 41 AND THE FINANCING ORDER CREATING THE CO-EI PROPERTY.

(3) (a) A SECURITY INTEREST IN CO-EI PROPERTY IS CREATED,
VALID, AND BINDING AS SOON AS ALL OF THE FOLLOWING EVENTS HAVE
OCCURRED:

(I) THE FINANCING ORDER THAT DESCRIBES THE CO-EI PROPERTY
IS ISSUED;

(II) A SECURITY AGREEMENT IS EXECUTED AND DELIVERED; AND

(III) VALUE IS RECEIVED FOR THE CO-EI BONDS.

(b) ONCE A SECURITY INTEREST IN CO-EI PROPERTY IS CREATED
UNDER SUBSECTION (3)(a) OF THIS SECTION, THE SECURITY INTEREST
ATTACHES WITHOUT ANY PHYSICAL DELIVERY OF COLLATERAL OR ANY
OTHER ACT. THE LIEN OF THE SECURITY INTEREST IS VALID, BINDING, AND
PERFECTED AGAINST ALL PARTIES HAVING CLAIMS OF ANY KIND IN TORT,
CONTRACT, OR OTHERWISE AGAINST THE PERSON GRANTING THE SECURITY
INTEREST, REGARDLESS OF WHETHER SUCH PARTIES HAVE NOTICE OF THE
LIEN, UPON THE FILING OF A FINANCING STATEMENT WITH THE SECRETARY
OF STATE. THE SECRETARY OF STATE SHALL MAINTAIN A FINANCING
STATEMENT FILED PURSUANT TO THIS SUBSECTION (3)(b) IN THE SAME
MANNER IN WHICH THE SECRETARY MAINTAINS AND IN THE SAME
RECORD-KEEPING SYSTEM IN WHICH THE SECRETARY MAINTAINS
FINANCING STATEMENTS FILED PURSUANT TO ARTICLE 9 OF TITLE 4. THE
FILING OF ANY FINANCING STATEMENT PURSUANT TO THIS SUBSECTION
(3)(b) IS GOVERNED BY ARTICLE 9 OF TITLE 4 REGARDING THE FILING OF
FINANCING STATEMENTS.

(4) A security interest in CO-EI property is a continuously
perfected security interest and has priority over any other lien,
created by operation of law or otherwise, which may
subsequently attach to the CO-EI property unless the holder of
the security interest has agreed in writing otherwise.

(5) The priority of a security interest in CO-EI property is
not affected by the commingling of CO-EI property or CO-EI
revenue with other money. An assignee, bondholder, or
financing party has a perfected security interest in the amount
of all CO-EI property or CO-EI revenue that is pledged for the
payment of CO-EI bonds even if the CO-EI property or CO-EI
revenue is deposited in a cash or deposit account of the electric
utility in which the CO-EI revenue is commingled with other
money, and any other security interest that applies to the other
money does not apply to the CO-EI revenue.

(6) Neither a subsequent order of the commission
amending a financing order as authorized by section 40-41-105
(4), nor application of an adjustment mechanism as authorized by
section 40-41-104 (2)(h), affects the validity, perfection, or
priority of a security interest in or transfer of CO-EI property.

40-41-116. Sales of CO-EI property. (1) (a) A sale,
assignment, or transfer of CO-EI property is an absolute
transfer and true sale of, and not a pledge of or secured
transaction relating to, the seller's right, title, and interest in,
to, and under the CO-EI property if the documents governing the
transaction expressly state that the transaction is a sale or
other absolute transfer. A transfer of an interest in CO-EI
property may be created only when all of the following have
occurred:

(I) The financing order creating and describing the CO-EI
property has become effective;

(II) The documents evidencing the transfer of the CO-EI
property have been executed and delivered to the assignee; and

(III) Value is received.

(b) Upon the filing of a financing statement with the
secretary of state, a transfer of an interest in CO-EI property
is perfected against all third persons, including any judicial lien
or other lien creditors or any claims of the seller or creditors
of the seller, other than creditors holding a prior security
interest, ownership interest, or assignment in the CO-EI property
previously perfected in accordance with this subsection (1) or
section 40-41-115. The secretary of state shall maintain a
financing statement filed pursuant to this subsection (1)(b) in
the same manner in which the secretary maintains and in the
same record-keeping system in which the secretary maintains
financing statements filed pursuant to article 9 of title 4. The
filing of any financing statement pursuant to this subsection
(1)(b) is governed by article 9 of title 4 regarding the filing of
financing statements.

(2) The characterization of a sale, assignment, or
transfer as an absolute transfer and true sale and the
CORRESPONDING CHARACTERIZATION OF THE PROPERTY INTEREST OF THE
ASSIGNEE IS NOT AFFECTED OR IMPAIRED BY THE EXISTENCE OR
OCURRENCE OF ANY OF THE FOLLOWING:

(a) COMINGLING OF CO-EI REVENUE WITH OTHER MONEY;
(b) THE RETENTION BY THE SELLER OF:
   (I) A PARTIAL OR RESIDUAL INTEREST, INCLUDING AN EQUITY
       INTEREST, IN THE CO-EI PROPERTY, WHETHER DIRECT OR INDIRECT, OR
       WHETHER SUBORDINATE OR OTHERWISE; OR
   (II) THE RIGHT TO RECOVER COSTS ASSOCIATED WITH TAXES,
       FRANCHISE FEES, OR LICENSE FEES IMPOSED ON THE COLLECTION OF CO-EI
       REVENUE;
(c) ANY RECOUERSE THAT THE PURCHASER MAY HAVE AGAINST THE
   SELLER;
(d) ANY INDEMNIFICATION RIGHTS, OBLIGATIONS, OR REPURCHASE
   RIGHTS MADE OR PROVIDED BY THE SELLER;
(e) AN OBLIGATION OF THE SELLER TO COLLECT CO-EI REVENUES
   ON BEHALF OF AN ASSIGNEE;
(f) THE TREATMENT OF THE SALE, ASSIGNMENT, OR TRANSFER FOR
   TAX, FINANCIAL REPORTING, OR OTHER PURPOSES;
(g) ANY SUBSEQUENT FINANCING ORDER AMENDING A FINANCING
   ORDER AS AUTHORIZED BY SECTION 40-41-105 (4); OR
(h) ANY APPLICATION OF AN ADJUSTMENT MECHANISM AS
   AUTHORIZED BY SECTION 40-41-104 (2)(h)."

Renumber succeeding sections accordingly.

"SECTION 25. Severability. If any provision of this act or the
application thereof to any person, circumstance, or transaction is held by
a court of competent jurisdiction to be unconstitutional or invalid, the
unconstitutionality or invalidity does not affect the constitutionality or
validity of any other provision of this act or its application or validity to
any person, circumstance, or transaction, including, without limitation,
the irrevocability of a financing order issued pursuant to this act, the
validity of the issuance of CO-EI bonds, the imposition of CO-EI charges,
the transfer or assignment of CO-EI property, or the collection and
recovery of CO-EI charges. To these ends, the general assembly hereby
declares that the provisions of this act are intended to be severable and
that the general assembly would have enacted this section even if any
provision of this act held to be unconstitutional or invalid had not been
included in the act."

Renumber succeeding sections accordingly.

"(3) For the 2019-20 state fiscal year, $163,820 is appropriated to
the department of public health and environment for use by the air
pollution control division. This appropriation is from the general fund. To
implement this act, the division may use this appropriation as follows:
(a) $152,514 for personal services related to stationary sources,
which amount is based on an assumption that the division will require an
additional 1.8 FTE; and
(b) $11,306 for operating expenses related to stationary sources."
SECTION 27. Applicability. This act applies to conduct, including power purchase agreements entered into and utility rate-based property development, occurring on or after the.

Amendment No. 7, by Representative(s) Becker and Hansen.

Amend amendment No. 6 by Representative Becker and Hansen, printed in the House Journal page 1833, strike lines 30 through 32 and substitute "EFFECTIVE WITHOUT COMMISSION APPROVAL."

Page 1835, line 8, after the period add "NOTHING IN THIS SUBSECTION (5)(b) ALTERS THE COMMISSION'S AUTHORITY UNDER SUBSECTION (4)(d) OF THIS SECTION."

Page 1835, after line 29 insert:
"(f) THE COMMISSION SHALL CONSIDER AFFECTED COMMUNITIES WITHIN THE FILING QUALIFYING RETAIL UTILITY'S SERVICE TERRITORY WITH A TANGIBLE AND PECUNIARY INTEREST, AND ORGANIZATIONS REPRESENTING THOSE COMMUNITIES SHALL BE PRESUMED TO HAVE STANDING IN A PROCEEDING SEEKING APPROVAL OF ANY CLEAN ENERGY PLAN FILED PURSUANT TO THIS SECTION."

Reletter succeeding paragraphs accordingly.

Amendment No. 8, by Representative(s) Hansen.

Amend amendment No. 6 by Representative Becker and Hansen, printed in the House Journal page 1836, strike lines 23 and 24.

Page 1836, strike lines 25 through 27.

Amendment No. 9, by Representative(s) Hansen.

Amend reengrossed bill, page 13, after line 17 insert:

"SECTION 8. In Colorado Revised Statutes, add article 2.3 to title 40 as follows:

ARTICLE 2.3
Colorado Transmission Coordination Act

40-2.3-101. Definitions. As used in this article 2.3, unless the context otherwise requires:
(1) "Electric utility" means a public utility as defined in section 40-1-103.
(2) "Energy imbalance market" means a real-time bulk power trading market that provides a means for participating electric utilities to purchase and sell unscheduled energy
ACROSS A GEOGRAPHIC REGION.

(3) "JOINT TARIFF" MEANS A TARIFF THAT CONTAINS ONLY JOINT RATES, WHICH ARE RATES THAT APPLY FOR TRANSMISSION SERVICE OVER THE LINES OR ROUTES OF TWO OR MORE TRANSMISSION PROVIDERS, MADE BY AN AGREEMENT BETWEEN THE TRANSMISSION PROVIDERS.

(4) "POWER POOL" MEANS A SYSTEM OF TRADING WHOLESALE ELECTRICITY THAT DETERMINES WHICH GENERATING SETS OR PLANTS ARE CALLED TO MEET DEMAND FOR POWER AT ANY PARTICULAR TIME AND SETS THE PRICE OF POWER FOR THAT PERIOD.

(5) "REGIONAL TRANSMISSION ORGANIZATION" MEANS AN INDEPENDENT ELECTRIC TRANSMISSION OPERATOR THAT PROVIDES WHOLESALE TRANSMISSION SERVICES TO MORE THAN ONE PROVIDER OF ELECTRIC SERVICE WITHIN A GEOGRAPHIC REGION BY POOLING TOGETHER A NUMBER OF TRANSMISSION ASSETS INTO A SINGLE ELECTRICITY TRANSMISSION MARKET FROM WHICH PARTICIPATING ELECTRIC UTILITIES MAY PURCHASE WHOLESALE TRANSMISSION SERVICES.

40-2.3-102. Commission proceeding - evaluate participation in energy imbalance market, regional transmission organization, power pool, or joint tariff. (1) ON OR BEFORE JANUARY 1, 2020, THE COMMISSION SHALL OPEN A PROCEEDING TO INVESTIGATE THE POTENTIAL COSTS AND BENEFITS TO ELECTRIC UTILITIES, OTHER GENERATORS, AND COLORADO ELECTRIC UTILITY CUSTOMERS THAT WOULD ARISE FROM ELECTRIC UTILITIES PARTICIPATING IN ANY ENERGY IMBALANCE MARKETS, REGIONAL TRANSMISSION ORGANIZATIONS, POWER POOLS, OR JOINT TARIFFS. THE PROCEEDING MUST INCLUDE AN INVESTIGATION OF THE POTENTIAL ADVANTAGES AND DISADVANTAGES OF THESE OPTIONS, INCLUDING THE EFFECT ON:

(a) BOTH PARTICIPATING AND NONPARTICIPATING RETAIL AND WHOLESALE COLORADO ELECTRIC SERVICE PROVIDERS;
(b) WHOLESALE ELECTRIC ENERGY RATES;
(c) TRANSMISSION RATES;
(d) RETAIL ELECTRIC ENERGY RATES FOR BOTH PARTICIPATING AND NONPARTICIPATING COLORADO RETAIL ELECTRIC SERVICE PROVIDERS;
(e) COMMITMENT AND DISPATCH OF GENERATION AND REAL-TIME DISPATCH OPTIMIZATION OF ENERGY AND ANCILLARY SERVICES;
(f) RESERVE MARGIN REQUIREMENTS;
(g) SHORT-TERM AND LONG-TERM OPERATIONAL COSTS;
(h) REGIONAL INFRASTRUCTURE INVESTMENT IN RESPONSE TO GROWTH IN DEMAND FOR ELECTRIC ENERGY OR CHANGES IN ENERGY PRODUCTION;
(i) OPERATING RESERVE PROCUREMENT; AND
(j) RENEWABLE ENERGY RESOURCE INTERCONNECTION AND INTEGRATION.

(2) ON OR BEFORE JULY 1, 2021, THE COMMISSION SHALL HOLD A HEARING FOR PUBLIC COMMENT TO CONSIDER THE INFORMATION RECEIVED DURING THE COMMISSION’S INVESTIGATION AND DELIBERATE ON WHETHER ELECTRIC UTILITIES SHOULD PARTICIPATE IN AN ENERGY IMBALANCE MARKET, REGIONAL TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT TARIFF.

(3) ON OR BEFORE DECEMBER 1, 2021, THE COMMISSION SHALL ISSUE A DECISION DETERMINING WHETHER ELECTRIC UTILITIES PARTICIPATING IN AN ENERGY IMBALANCE MARKET, REGIONAL TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT TARIFF IS IN THE PUBLIC INTEREST.
(4) If the Commission determines that electric utility participation in an energy imbalance market, regional transmission organization, power pool, or joint tariff is in the public interest, the Commission, on or before July 1, 2022, shall direct electric utilities to take appropriate actions and conduct such proceedings as the Commission deems appropriate to pursue participation in an energy imbalance market, regional transmission organization, power pool, or joint tariff.

40-2.3-103. Repeal of article. This article 2.3 is repealed, effective September 1, 2022."

Renumber succeeding sections accordingly.

Amendment No. 11, by Representative(s) Hansen.

Amend reengrossed bill, page 4, lines 24 and 25, strike "40-2-132 and 40-2-133" and substitute "40-2-132, 40-2-133, and 40-2-134".

Page 9, after line 12 insert:

"40-2-134. Wholesale electric cooperatives - electric resource planning - definition - rules. (1) (a) The Commission shall promulgate rules that require each wholesale electric cooperative to submit to the Commission an application for approval of an integrated or electric resource plan. The Commission shall evaluate a wholesale electric cooperative plan using rules that the Commission has adopted that are applicable to wholesale electric cooperatives.

(b) In developing rules for a wholesale electric cooperative, the Commission must consider, among other factors determined by the Commission, whether each electric cooperative:

(I) serves a multistate operational jurisdiction;

(II) has a not-for-profit ownership structure; and

(III) has a resource plan that meets the energy policy goals of the state.

(2) As used in this section, "wholesale electric cooperative" means any generation and transmission cooperative electric association that provides wholesale electric service directly to cooperative electric associations."

On motion of Representative Ransom the bill was rereferred to the Committee on Appropriations, as amended.

ADOPITION OF COMMITTEE OF THE WHOLE REPORT

Rereferred to Committee indicated: SB19-236 amended--Appropriations.

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was adopted.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE
BILL(S) RESOLUTION(S)

HB19-1076 by Representative(s) Michaelson Jenet and Larson, Caraveo, Cutter, Jackson, Mullica; also Senator(s) Priola and Donovan, Ginal—Concerning updates to the "Colorado Clean Indoor Air Act", and, in connection therewith, removing certain exceptions and adding provisions relevant to the use of electronic smoking devices.

(Amended as printed in Senate Journal, April 27, 2019.)

Representative Michaelson Jenet moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Hansen, Jaquez Lewis,
Kennedy, Landgraf, Lontine

HB19-1242 by Representative(s) Jackson and Jaquez Lewis; also
Senator(s) Winter and Tate--Concerning the regulation of
pharmacy technicians by the state board of pharmacy, and,
in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 30, 2019.)

Representative Jackson moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Buckner, Garnett, Michaelson Jenet

**HB19-1237** by Representative(s) Cutter and Will; also Senator(s) Woodward and Ginal--Concerning licensing behavioral health entities, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 29, 2019.)

Representative Cutter moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
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<tr>
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Arndt Y Exum E Landgraf Y Saine N
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Beckman Y Galindo Y Lewis E Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner N Lontine Y Snyder Y
Bockenfeld N Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck N Gray Y McKeans Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphrey N Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle N
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom N Will Y
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Esgar, Herod, Kraft-Tharp, Lontine, Sirota, Snyder, Valdez D., Speaker

HB19-1174 by Representative(s) Esgar and Catlin; also Senator(s) Gardner and Pettersen--Concerning out-of-network health care services provided to covered persons, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 29, 2019.)

Representative Esgar moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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Beckman Y Galindo Y Lewis E Singer Y
Benavidez Y Garnett Y Liston N Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck Y Gray Y McKeans Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphrey N Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom N Will Y
Duran Y Kipp Y Rich Y Williams D. N
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Duran, Gonzales-Gutierrez, Melton, Soper, Will

**HB19-1279** by Representative(s) Exum and Landgraf; also Senator(s) Lee and Hisey--Concerning the use of perfluoroalkyl and polyfluoroalkyl substances, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, April 29, 2019.)

Representative Landgraf moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

<table>
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<tr>
<td>Esgar</td>
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<td>Kraft-Tharp</td>
<td>Y</td>
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Co-sponsor(s) added: Representative(s) Benavidez, Caraveo, Carver, Coleman,
Hooton, Lontine, McLachlan, Pelton, Sandridge, Sullivan, Will, Wilson

HB19-1085 by Representative(s) Exum; also Senator(s) Zenzinger--
Concerning the property-related expense assistance grants
for low-income seniors and individuals with disabilities,
and, in connection therewith, making an appropriation.

Representative Weissman moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

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Speaker Y
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Buckner, Buentello, Gray, Hooton,
Kraft-Tharp, Lontine, Weissman

HB19-1002 by Representative(s) McLachlan and Wilson; also
Senator(s) Zenzinger and Priola--Concerning professional
development in leadership for public school principals,
and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 1, 2019.)

Representative Wilson moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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<td>Esgar Y</td>
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Co-sponsor(s) added: Representative(s) Jackson, Kennedy

HB19-1230 by Representative(s) Singer and Melton, Coleman, Gray, Landgraf, Michaelson Jenet; also Senator(s) Marble and Gonzales, Pettersen, Rodriguez, Fenberg--Concerning marijuana hospitality establishments, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 1, 2019.)

Representative Melton moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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</table>

Speaker Y
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Hooton, Jaquez Lewis, Lontine

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-233 by Senator(s) Lee; also Representative(s) Snyder and Gray--Concerning combined reporting by a corporation for Colorado state income tax purposes.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Lontine

**SB19-235** by Senator(s) Fenberg and Danielson; also Representative(s) Esgar and Mullica--Concerning the transfer of electronic records by voter registration agencies in order to register voters, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Duran, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kipp, Lontine, McCluskie, Michaelson Jenet, Roberts, Singer, Sirota, Valdez A.

**SB19-239** by Senator(s) Winter and Bridges; also Representative(s) Gray and Hansen--Concerning means of addressing the impacts of technological and business model changes related to commercial vehicles, and, in connection therewith, requiring the department of transportation to convene and consult with a stakeholder group to examine impacts of new transportation technologies and business models, identify means of addressing impacts, and report findings and make recommendations to the general assembly.
The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buentello, Cutter, Duran, Hooton, Michaelson Jenet, Valdez A.

SB19-150 by Senator(s) Donovan and Sonnenberg, Coram; also Representative(s) Buentello and Pelton--Concerning the continuation of the regulation of public livestock markets, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative and the bill
was declared passed.

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<td>Caraveo Y</td>
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<td>Kipp Y</td>
<td>Rich Y</td>
<td>Williams D. Y</td>
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Esgar  Y  Kraft-Tharp  Y  Roberts  Y  Wilson  Y
Speaker  Y
Co-sponsor(s) added: Representative(s) Arndt, Duran, Esgar, Gray, Hansen, McLachlan, Soper, Titone, Valdez D.

SB19-073  by Senator(s) Ginal, Court; also Representative(s) Landgraf and Roberts--Concerning a statewide system of advance medical directives, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

YES  54  NO  9  EXCUSED  2  ABSENT  0
Arndt  Y  Exum  E  Landgraf  Y  Saine  N
Baisley  N  Froelich  Y  Larson  Y  Sandridge  N
Beckman  N  Galindo  Y  Lewis  E  Singer  Y
Benavidez  Y  Garnett  Y  Liston  Y  Sirotà  Y
Bird  Y  Geitner  Y  Lontine  Y  Snyder  Y
Bockenfeld  N  Gonzales-Gutierrez  Y  McCluskie  Y  Soper  Y
Buck  Y  Gray  Y  McKean  Y  Sullivan  Y
Buckner  Y  Hansen  Y  McLachlan  Y  Tipper  Y
Buontello  Y  Herod  Y  Melton  Y  Titone  Y
Caraveo  Y  Hooton  Y  Michaelson Jenet  Y  Valdez A.  Y
Carver  Y  Humphrey  N  Mullica  Y  Valdez D.  Y
Catlin  Y  Jackson  Y  Neville  Y  Van Winkle  Y
Coleman  Y  Jaquez Lewis  Y  Pelton  Y  Weissman  Y
Cutter  Y  Kennedy  Y  Ransom  N  Will  Y
Duran  Y  Kipp  Y  Rich  N  Williams D.  N
Esgar  Y  Kraft-Tharp  Y  Roberts  Y  Wilson  Y
Speaker  Y
Co-sponsor(s) added: Representative(s) Arndt, Bird, Duran, Esgar, Galindo, Gray, Herod, Hooton, Jackson, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, Michaelson Jenet, Singer, Snyder, Titone, Valdez A., Speaker

SB19-260  by Senator(s) Zenzinger and Cooke; also Representative(s) Tipper and Larson--Concerning entry into the fire and police pension association for social security employers.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

YES  63  NO  0  EXCUSED  2  ABSENT  0
Arndt  Y  Exum  E  Landgraf  Y  Saine  Y
Baisley  Y  Froelich  Y  Larson  Y  Sandridge  Y
Beckman  Y  Galindo  Y  Lewis  E  Singer  Y
Benavidez  Y  Garnett  Y  Liston  Y  Sirotà  Y
Bird  Y  Geitner  Y  Lontine  Y  Snyder  Y
Bockenfeld  Y  Gonzales-Gutierrez  Y  McCluskie  Y  Soper  Y
Buck  Y  Gray  Y  McKean  Y  Sullivan  Y
Buckner  Y  Hansen  Y  McLachlan  Y  Tipper  Y
Co-sponsor(s) added: Representative(s) Bird, Caraveo, Duran, Gray, Herod, Hooton, Kipp, Melton, Titone

SB19-215 by Senator(s) Rodriguez; also Representative(s) Lontine--Concerning the creation of the parents encouraging parents conference for parents of children with disabilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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<th>NO 21</th>
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<td>Will N</td>
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Co-sponsor(s) added: Representative(s) Buckner, Buentello, Caraveo, Cutter, Duran, Kipp, McCluskie, McLachlan, Michaelson Jenet, Singer, Sirota, Titone, Valdez A.

SB19-234 by Senator(s) Rodriguez and Foote; also Representative(s) Weissman--Concerning the continuation of the functions of professional review committees, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
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Co-sponsor(s) added: Representative(s) Buckner, Catlin, Garnett, Gray, Humphrey, Kennedy, Michaelson Jenet, Sirota, Speaker

**SB19-261**  by Senator(s) Moreno and Cooke, Zenzinger, Rankin; also Representative(s) Esgar and Will, Neville, Hansen, Ransom--Concerning the transfer of money from the unclaimed property trust fund to the general fund.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

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Co-sponsor(s) added: Representative(s) Bird, Caraveo, Garnett, Hooton, Jaquez Lewis, Pelton, Titone, Van Winkle, Speaker
SB19-262 by Senator(s) Rankin and Zenzinger, Moreno; also Representative(s) Esgar and Ransom, Hansen--Concerning a one-time transfer of one hundred million dollars from the general fund to the highway users tax fund.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Bockenfeld, Buck, Buentello, Caraveo, Catlin, Cutter, Duran, Froelich, Garnett, Gray, Hooton, Jackson, Kipp, Kraft-Tharp, Lontine, McCluskie, McKeen, Michaelson Jenet, Neville, Pelton, Roberts, Saine, Sandridge, Sirota, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Will, Speaker

SB19-263 by Senator(s) Zenzinger and Rankin; also Representative(s) Gray and Hansen--Concerning the delay until the November 2020 general election of the requirement that a ballot issue seeking approval for the issuance of transportation revenue anticipation notes be submitted to the voters of the state at the November 2019 statewide election, and, in connection therewith, amending the ballot issue to reduce the amount of notes authorized to be issued to offset the additional transportation funding that will result from the repeal of only two, rather than three, tranches of lease-purchase agreements authorized by Senate Bill 17-267 if the ballot issue is approved and extending from twenty to twenty-one years the period for which annual fifty million dollar transfers from the general fund to the state highway fund are required.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
HB19-1162 by Representative(s) Pelton and Valdez D., Bockenfeld; also Senator(s) Sonnenberg and Garcia--Concerning the extension of the state sales and use tax exemption for farm equipment to ear tags and ear tag scanners used by a farm operation to identify or track food animals.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

<table>
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<tr>
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SB19-259 by Senator(s) Garcia and Hisey; also Representative(s) Herod and Wilson--Concerning measures to address prison population management issues, and, in connection therewith, authorizing the emergency use of the Centennial south campus of the Centennial correctional facility to house inmates.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.

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</table>
Co-sponsor(s) added: Representative(s) Bockenfeld, Buentello, Esgar, Galindo, Gray, Hansen, Hooton, Kraft-Tharp, Valdez D.

On motion of Representative Garnett, consideration on Third Reading of SB19-096, 005, 242, 246 were laid over later in the day, retaining place on Calendar.

CONSIDERATION OF RESOLUTION(S)

SJR19-009 by Senator(s) Fenberg and Holbert; also Representative(s) Garnett and Neville--Concerning the convening date for the 2020 second regular session of the seventy-second General Assembly, and, in connection therewith, restoring the deadline schedule set out in the Joint Rules of the Senate and House of Representatives.

(Printed and placed in members' files.)

On motion of Representative Neville, the resolution was adopted by viva voce vote.

Co-sponsor(s) added: Representative(s) Arndt, Baisley, Bird, Buentello, Caraveo, Cutter, Galindo, Gray, Jackson, Kipp, Kraft-Tharp, Landgraf, Lontine, McCluskie, McKean, McLachlan, Melton, Michaelson Jenet, Rich, Sandridge, Snyder, Soper, Sullivan, Titone, Valdez A., Weissman, Will, Wilson, Speaker

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS

After consideration on the merits, the Committee recommends the following:

SB19-236 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:
Amend the Appropriations Committee Report, dated May 1, 2019, page 1, line 7, strike "3" and substitute "12".

Page 1 of the report, line 9, strike "$372,725" and substitute "$907,566".

Page 1 of the report, line 13, strike "$243,381" and substitute "$675,343".

Page 1 of the report, line 15, strike "2.5 FTE;" and substitute "7.5 FTE;".

Page 1 of the report, line 16, strike "$17,424" and substitute "$45,689".

Page 1 of the report, strike line 17 and substitute:

"expenses; and

(c) $186,534 for the purchase of legal services.

(2) For the 2019-20 state fiscal year, $186,534 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 1.0 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."

FINANCE

After consideration on the merits, the Committee recommends the following:

SB19-257 be referred to the Committee of the Whole with favorable recommendation.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) was considered on Third Reading. The title(s) was publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-005 by Senator(s) Rodriguez and Ginal; also Representative(s) Jaquez Lewis--Concerning wholesale importation of prescription pharmaceutical products from Canada for resale to Colorado residents, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Jaquez Lewis was given permission to offer a Third Reading amendment:

<table>
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<td>Froelich</td>
<td>Y</td>
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<td>N</td>
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</table>
Third Reading amendment No. 1, by Representative Jaquez Lewis.

Amend revised bill, page 3, before line 27 insert:

"25.5-2.5-201. Short title. The short title of this part is the "DR. IRENE AGUILAR CANADIAN PRESCRIPTION DRUG IMPORTATION ACT".

Renumber succeeding CRS sections accordingly.

Page 4, line 8, strike "25.5-2.5-203 (3)." and substitute "25.5-2.5-204 (3).".

Page 4, line 22, strike "25.5-2.5-202." and substitute "25.5-2.5-203.".

Page 4, line 25, strike "25.5-2.5-202 (1)." and substitute "25.5-2.5-203 (1).".

Page 5, line 3, strike "25.5-2.5-204 (1)," and substitute "25.5-2.5-205 (1),".

Page 6, line 15, strike "25.5-2.5-205" and substitute "25.5-2.5-206".

Page 10, line 18, strike "25.5-2.5-202 (2)(c);" and substitute "25.5-2.5-203 (2)(c);".

Page 15, line 22, strike "25.5-2.5-202 (2)(a);" and substitute "25.5-2.5-203 (2)(a);".

Page 16, line 14, strike "25.5-2.5-205," and substitute "25.5-2.5-206,"

The amendment was declared passed by the following roll call vote:

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<td>Lontine</td>
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</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, Buentello, Caraveo, Cutter, Esgar, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A.

On motion of Representative Garnett, SB19-236 was made Special Orders on May 2, 2015, at 4:26 p.m.

The hour of 4:26 p.m., having arrived, on motion of Representative Gray, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to act as Chair.

SPECIAL ORDERS--SECOND READING OF BILLS
The Committee of the Whole having risen, the Chair reported the titles of
the following bills had been read (reading at length had been dispensed
with by unanimous consent), the bills considered and action taken thereon
as follows:

(Amendments to the committee amendment are to the printed committee
report which was printed and placed in the members' bill file.)

SB19-236 by Senator(s) Garcia and Fenberg, Foote, Winter; also
Representative(s) Hansen and Becker--Concerning the
continuation of the public utilities commission, and, in
connection therewith, implementing the recommendations
contained in the 2018 sunset report by the department of
regulatory agencies and making an appropriation.

(Previously amended, as printed in House Journal May 2, 2019)

Amendment No. 12, Appropriations Report, dated May 2, 2019, and
placed in member's bill file; Report also printed in House Journal, May
2, 2019.

As amended, ordered revised and placed on the Calendar for Third
Reading and Final Passage.

______________________________

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: SB19-236 amended.

The Chairman moved the adoption of the Committee of the Whole
Report. As shown by the following roll call vote, a majority of those
elected to the House voted in the affirmative, and the Report was
adopted.

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House in recess. House reconvened.
FIRST REPORT OF FIRST CONFERENCE COMMITTEE  
on SB19-217

This Report Amends the Rerevised Bill.

To the President of the Senate and the  
Speaker of the House of Representatives:

Your first conference committee appointed on SB19-217,  
concerning healthcare provider liens related to charges for medical care  
provided to a person injured as a result of the negligence or wrongful acts  
of another person, has met and reports that it has agreed upon the  
following:

That the Senate accede to the House amendments made to the bill,  
as the amendments appear in the rerevised version, with the following  
changes:

Amend rerevised bill, page 8, after line 15 insert:

"(2) EXCEPT IN AN ACTION UNDER THE "UNIFORM CONSUMER  
CREDIT CODE", ARTICLES 1 TO 9 OF TITLE 5, AN INJURED PERSON WHO  
RECEIVES MEDICAL TREATMENT THROUGH A HEALTHCARE PROVIDER LIEN  
SHALL RECEIVE THE SAME EVIDentiary PROTECTIONS IN ANY  
THIRD-PARTY OR FIRST-PARTY ACTION AS THOSE INJURED PERSONS WHO  
RECEIVE MEDICAL TREATMENT THROUGH PRIVATE OR  
GOVERNMENT-FUNDED HEALTH INSURANCE.".

Renumber succeeding subsection accordingly.

Respectfully submitted,
Senate Committee: House Committee:
(signed) (signed)
Mike Foote Marc Snyder
Rhonda Fields Dylan Roberts
Jack Tate

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SB19-004 and 170.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following  
bills have been delivered to the Office of the Governor: HB19-1004,  
1031, 1118, 1194, 1196, 1219 at 12:13 p.m. on May 2, 2019.
LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Garnett, the following item(s) on the Calendar were laid over until May 3, retaining place on Calendar:

Consideration of Third Reading--**SB19-096, 242, 246.**
Consideration of Resolution(s)--**HR19-1007, HJR19-1015.**

On motion of Representative Garnett, the House adjourned until 9:00 a.m., May 3, 2019.

Approved:

KC Becker,
Speaker

Attest:

MARILYN EDDINS,
Chief Clerk
Prayer by Pastor Vernon Jones, Restoration Christian Fellowship Church, Denver.

The Speaker called the House to order at 9:00 a.m.

Pledge of Allegiance led by Ariel Mese, Weldon Valley School, Weldona.

The roll was called with the following result:

Present--63.
Excused--Representative(s) Exum, Mullica--2.
Present after roll call--Representative(s) Mullica.

The Speaker declared a quorum present.

On motion of Representative Rich, the House Journal of May 2, 2019, was declared approved as corrected by the Chief Clerk.

THIRD READING OF BILL(S)--FINAL PASSAGE

The following bill(s) were considered on Third Reading. The title(s) were publicly read. Reading of the bill at length was dispensed with by unanimous consent.

SB19-242 by Senator(s) Garcia; also Representative(s) Kennedy--Concerning the creation of an emergency medical service provider license, and, in connection therewith, specifying that a certified emergency medical service provider may obtain a license from the department of public health and environment if the certified emergency medical service provider demonstrates to the department that the certified emergency medical service provider completed a four-year bachelor's degree program.

The question being "Shall the bill pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared passed.
SB19-096  by Senator(s) Donovan; also Representative(s) Hansen--
Concerning the collection of greenhouse gas emissions
data to facilitate the implementation of measures that
would most cost-effectively allow the state to meet its
greenhouse gas emissions reduction goals, and, in
connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members
elected to the House voted in the affirmative, and Representative Hansen
was given permission to offer a Third Reading amendment:

---

**YES** 39  **NO** 25  **EXCUSED** 1  **ABSENT** 0

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Third Reading amendment No. 1, by Representative Hansen.

Amend revised bill, page 3, line 8, after ")(2)" insert ")(a)".

Page 3, line 9, strike ")(a)" and substitute ")(I)".

Page 4, line 1, strike ")(b)" and substitute ")(II)".

Page 4, line 17, strike ")(c)" and substitute ")(III)".

Page 4, after line 20 insert:

"(b) All rules promulgated pursuant to this section are subject to all applicable requirements, including applicable requirements specific to greenhouse gas abatement, provided in this article 7."

The amendment was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.
Co-sponsor(s) added: Representative(s) Arndt, Bird, Buckner, Buentello, Caraveo, Cutter, Duran, Galindo, Gray, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Roberts, Singer, Siota, Snyder, Tipper, Titone, Valdez A., Weissman, Speaker

SB19-246 by Senator(s) Todd and Lundeen; also Representative(s) McLachlan and Wilson--Concerning the financing of public schools, and, in connection therewith, making an appropriation.

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Wilson was given permission to offer a Third Reading amendment:

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Third Reading amendment No. 1, by Representative McLachlan and Wilson.

Amend revised bill, page 32, line 16, strike "14" and substitute "16".
Page 32, line 18, strike "15" and substitute "17".
Page 32, line 20, strike "16" and substitute "18".
Page 32, line 22, strike "7, 8, and 13" and substitute "10, 11, and 19".
The amendment was declared passed by the following roll call vote:

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</table>
The question being, "Shall the bill, as amended, pass?''.

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.

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Benavidez Y Garnett Y Liston Y Sirota Y
Bird Y Geitner Y Lontine Y Snyder Y
Bockenfeld Y Gonzales-Gutierrez Y McCluskie Y Soper Y
Buck Y Gray Y McKeen Y Sullivan Y
Buckner Y Hansen Y McLachlan Y Tipper Y
Buentello Y Herod Y Melton Y Titone Y
Caraveo Y Hooton Y Michaelson Jenet Y Valdez A. Y
Carver Y Humphrey Y Mullica Y Valdez D. Y
Catlin Y Jackson Y Neville Y Van Winkle Y
Coleman Y Jaquez Lewis Y Pelton Y Weissman Y
Cutter Y Kennedy Y Ransom Y Will Y
Duran Y Kipp Y Rich Y Williams D. Y
Esgar Y Kraft-Tharp Y Roberts Y Wilson Y
Speaker Y

Co-sponsor(s) added: Representative(s) Arndt, Beckman, Benavidez, Bird, Bockenfeld, Buck, Buckner, Buentello, Caraveo, Catlin, Coleman, Cutter, Duran, Esgar, Froelich, Galindo, Garnett, Geitner, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Landgraf, Lewis, Lontine, McCluskie, McKeen, Melton, Michaelson Jenet, Mullica, Pelton, Roberts, Saine, Sandridge, Singer, Sirota, Snyder, Soper, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Will, Williams D., Speaker

SB19-236 by Senator(s) Garcia and Fenberg, Foote, Winter; also Representative(s) Hansen and Becker--Concerning the continuation of the public utilities commission, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the department of regulatory agencies and making an appropriation.
As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Hansen was given permission to offer a Third Reading amendment:

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**Third Reading amendment No. 1**, by Representative Hansen.

Amend revised bill, page 7, line 19, after "(c)" insert "(I)".

Page 7, after line 22 insert:

"(II) "QUALIFYING RETAIL UTILITY" DOES NOT INCLUDE A MUNICIPALLY OWNED UTILITY.".

The amendment was declared **passed** by the following roll call vote:

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</table>
As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Hansen was given permission to offer a Third Reading amendment:

<table>
<thead>
<tr>
<th>YES</th>
<th>40</th>
<th>NO</th>
<th>24</th>
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**Third Reading amendment No. 2**, by Representative Hansen.

Amend revised bill, page 26, line 2, after "PROPOSED" insert "ACCELERATED".

The amendment was declared passed by the following roll call vote:

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</table>

As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative McKean was given permission to offer a Third Reading amendment:
Third Reading amendment No. 3, by Representative McKean.

Amend reengrossed bill, page 3, after line 1 insert:

"SECTION 1. Short title. The short title of this act is the "TURDUCKEN Act of 2019 (With a Slice of PUC-in Pie)."

Renumber succeeding sections accordingly.

The amendment was declared lost by the following roll call vote:

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<tr>
<th>YES</th>
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<th>NO</th>
<th>34</th>
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<td>Garnett</td>
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<td>Kraft-Tharp</td>
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<td>Roberts</td>
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<td>Wilson</td>
<td>Y</td>
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</tbody>
</table>

Speaker Y

The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared passed.
YES 40    NO 24    EXCUSED 1    ABSENT 0
Arndt  Y  Exum    E  Landgraf  N  Saine  N
Baisley  N  Froelich  Y  Larson  N  Sandridge  N
Beckman  N  Galindo  Y  Lewis  N  Singer  Y
Benavidez  Y  Garnett  Y  Liston  N  Sirota  Y
Bird  Y  Geitner  N  Lontine  Y  Snyder  Y
Bockenfeld  N  Gonzales-Gutierrez  Y  McCluskie  Y  Soper  N
Buck  N  Gray  Y  McKean  N  Sullivan  Y
Buckner  Y  Hansen  Y  McLachlan  Y  Tipper  Y
Buentello  Y  Herod  Y  Melton  Y  Titone  Y
Caraveo  Y  Hooton  Y  Michaelson Jenet  Y  Valdez A.  Y
Carver  N  Humphrey  N  Mullica  Y  Valdez D.  Y
Catlin  N  Jackson  Y  Neville  N  Van Winkle  N
Coleman  Y  Jaquez Lewis  Y  Pelton  N  Weissman  Y
Cutter  Y  Kennedy  Y  Ransom  N  Will  N
Duran  Y  Kipp  Y  Rich  N  Williams D.  N
Esgar  Y  Kraft-Tharp  Y  Roberts  Y  Wilson  N
Speaker  Y

Co-sponsor(s) added: Representative(s) Arndt, Bird, Buentello, Cutter, Duran, Kipp, McCluskie, Michaelson Jenet, Roberts, Sirota, Snyder, Tipper, Valdez A.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB19-250  Amended in General Orders as printed in Senate Journal, May 1, 2019.

HB19-1314  Amended in General Orders as printed in Senate Journal, April 30, 2019 and Third Reading as printed in Senate Journal, May 2, 2019.

HB19-1231  Amended in General Orders as printed in Senate Journal, April 30, 2019.


HB19-1210  Amended in General Orders as printed in Senate Journal, April 30, 2019.


HB19-1245  Amended in General Orders as printed in Senate Journal, April 30, 2019.

HB19-1318  Amended in General Orders as printed in Senate Journal, April 30, 2019.


The Senate has passed on Third Reading and returns herewith:

HB19-1292, 1277, 1187, 1192, and 1309.
The Senate has adopted and transmits herewith: SJR19-010 as amended.

The Senate has concurred in House Amendments to SB19-172, 015, 176, 191, 228, 239, 177, 233, 262, and 005. The bills have been repassed as amended.

The Senate adopted the first report for the first conference committee to HB19-1253 and 1160. The bills have been repassed as amended.

The Senate failed to pass HB19-1333 on Second Reading.

The Senate has adopted and transmits herewith: SJR19-011.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

The Senate has passed on Third Reading and returns herewith:
HB19-1142, 1287, 1331, 1332, 1335, 1323, 1229, 1215, 1334, and 1162.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1120, 1168, 1210, 1231, 1245, 1264, 1289, 1314, and 1318.

We herewith transmit:
without comment, as amended, HB19-1064.

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

HB19-1120 by Representative(s) Michaelson Jenet and Roberts; also Senator(s) Fenberg--Concerning multiple approaches to prevent youth suicide, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Michaelson Jenet moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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<tr>
<th></th>
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<th>NO</th>
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</tr>
</tbody>
</table>
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

<table>
<thead>
<tr>
<th>YES</th>
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<tbody>
<tr>
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</table>

HB19-1168 by Representative(s) McCluskie and Rich, Buckner, Esgar,
Kennedy, McLachlan, Roberts, Soper; also Senator(s)
Donovan and Rankin--Concerning the creation of the
Colorado reinsurance program to provide reinsurance
payments to health insurers to aid in paying high-cost
insurance claims, and, in connection therewith, authorizing
the commissioner of insurance to seek approval from the
federal government to waive applicable federal
requirements, request federal funds, or both, to enable the
state to implement the program, making the program
contingent upon waiver or funding approval, and making
an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)
Representative McCluskie moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Arndt, Buentello, Galindo, Melton, Tipper, Titone by Representative(s) Melton and Galindo, Arndt, Benavidez, Buckner, Buentello, Caraveo, Coleman, Duran, Exum, Gonzales-Gutierrez, Herod, Jackson, Kennedy, McLachlan, Michaelson Jenet, Mullica, Singer, Sirota, Sullivan, Weissman; also Senator(s) Danielson and Moreno, Court, Fields, Foote, Ginal, Gonzales, Lee,
Pettersen, Rodriguez, Story, Todd, Zenzinger--Concerning the repeal of the prohibitions on a local government establishing minimum wage laws within its jurisdiction.

(Amended as printed in Senate Journal, April 30, 2019)

Representative Galindo moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Cutter, Jaquez Lewis, McCluskie.
HB19-1231 by Representative(s) Froelich and Kipp, Benavidez, Jaquez Lewis, Melton, Mullica, Titone, Valdez A.; also Senator(s) Lee and Priola--Concerning efficiency standards for equipment sold in Colorado, and, in connection therewith, requiring certain appliances, plumbing fixtures, and other products sold for residential or commercial use to meet energy efficiency and water efficiency standards.

(Amended as printed in Senate Journal, April 30, 2019)

Representative Froelich moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
HB19-1245  by Representative(s) Weissman; also Senator(s) Gonzales
and Foote--Concerning an increase in affordable housing
funding from increased state sales tax revenue that results
from a modification to the state sales tax vendor fee, and,
in connection therewith, enacting the "Affordable Housing
Act of 2019" and making an appropriation.

(Amended as printed in Senate Journal, April 30, 2019)

Representative Weissman moved that the House concur in Senate
amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a
majority of those elected to the House voted in the affirmative, and the
bill, as amended, was declared repassed.

<table>
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HB19-1264 by Representative(s) Roberts and Wilson, Buentello; also Senator(s) Winter and Donovan—Concerning programmatic efficiency of the conservation easement tax credit program, and, in connection therewith, increasing the transparency of the program and making an appropriation.

(Amended as printed in Senate Journal, April 30, 2019)

Representative Wilson moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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</table>
HB19-1289 by Representative(s) Weissman; also Senator(s) Foote and Gonzales--Concerning the creation of additional protections in the Colorado consumer code, and, in connection therewith, enabling enforcement of the "Colorado Consumer Protection Act" for reckless acts.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Weissman moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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Co-sponsor(s) added: Representative(s) Bird, Buckner, McCluskie, McKean, Soper

HB19-1314 by Representative(s) Becker and Galindo; also Senator(s) Winter and Donovan--Concerning a just transition from a coal-based electrical energy economy, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Galindo moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

<table>
<thead>
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HB19-1318  by Representative(s) Weissman, Kennedy; also Senator(s) Bridges and Foote--Concerning increased transparency of money in elections consistent with the first amendment to the United States constitution, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Weissman moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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HB19-1064 by Representative(s) Sullivan and Baisley; also Senator(s) Foote and Cooke--Concerning eliminating requirements that victims must opt in to effect their rights in criminal proceedings, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Sullivan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".  

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.
HB19-1160 by Representative(s) Landgraf and Singer, Pelton, Bockenfeld, Larson, Wilson, McKean, Catlin, Gonzales-Gutierrez, Mullica; also Senator(s) Lee and Gardner--Concerning a mental health facility pilot program, and, in connection therewith, making an appropriation.

(Conference Committee Report Printed in House Journal, May 1, 2019.)

On motion of Representative Landgraf, the Conference Committee Report was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.
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Co-sponsor(s) added: Representative(s) Baisley, Caraveo, Galindo, Garnett, Hansen, Hooton, Jaquez Lewis, McLachlan, Sullivan, Speaker

HB19-1253 by Representative(s) Landgraf and Buckner; also Senator(s) Hisey and Gonzales--Concerning a prohibition on discrimination against a living organ donor in certain insurance policies.

(Conference Committee Report Printed in House Journal, May 1, 2019.)

On motion of Representative Buckner, the Conference Committee Report was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.
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<th>YES</th>
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Co-sponsor(s) added: Representative(s) Buentello, Catlin, Froelich, Garnett, Hansen, Kipp, Kraft-Tharp, Singer, Will, Wilson

House in recess. House reconvened.

MESSAGE(S) FROM THE SENATE

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


The Senate has passed on Third Readings and returns herewith:

- HB19-1223, 1320, 1324, 1322, 1017, and 1073.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:


The Senate has passed on Third Readings and returns herewith:

HB19-1297, 1275, 1184, 1107, 1005, 1329, 1327, and 1124.

The Senate has voted to concur in House Amendments to SB19-096. The bill has been repassed as amended.

The Senate has voted not to concur in House Amendments to SB19-259 and requests that a conference committee be formed. The President has appointed Senators Garcia, Chair, Hisey, and Moreno as conferees on the first conference committee to SB19-259.

The Senate has voted to concur in House Amendments to SB19-236 and 246. The bills have been repassed as amended.

The Senate has voted to allow the first conference committee on SB19-259 to go beyond the scope of the differences between the two houses.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:
without comment, as amended, HB19-1009, 1159, 1176, 1188, 1212, 1263, and 1298.

We herewith transmit:
without comment, as amended, HB19-1032, 1045, 1110, 1236, 1310, and 1328.

INTRODUCTION OF RESOLUTION(S)

The following resolutions were laid over until later in the day:

HJR19-1016 by Representative(s) Singer, Herod, Benavidez, Buckner, Duran, Galindo, Gonzales-Gutierrez, Hooton, Jaquez Lewis, Tipper, Valdez A.; also Senator(s) Moreno, Gonzales, Rodriguez--Concerning needed federal and state action to create a path to legal residency for Colorado
residents Araceli Velasquez, Ingrid Encalada Latorre, Sandra Lopez, and Rosa Sabido.

**SJR19-010** by Senator(s) Garcia and Holbert, Fenberg, Court, Gonzales, Lee, Moreno, Pettersen, Rodriguez, Story, Todd, Williams A.; also Representative(s) Becker and Neville, Garnett--Concerning changes to the joint rules of the senate and house of representatives to implement changes in workplace policies.

**SJR19-011** by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Garnett, Becker, Neville--Concerning the appointment of a joint committee to notify the governor that the first regular session of the seventy-second general assembly is about to adjourn sine die

### CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS(RESOLUTIONS)

**HB19-1110** by Representative(s) Cutter; also Senator(s) Pettersen--Concerning implementing media literacy in elementary and secondary education, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Cutter moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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</table>

On motion of Representative Kennedy, repassage of HB19-1110 was laid over until later in the day.

(See repassage of HB19-1110 on page 1919)
HB19-1009 by Representative(s) Kennedy and Singer; also Senator(s) Priola and Pettersen--Concerning supports for persons recovering from substance use disorders, and, in connection therewith, expanding a program in the department of local affairs that provides vouchers for housing assistance to certain individuals, creating standards for recovery residences for purposes of referrals and title protection, creating the opioid crisis recovery funds advisory committee, creating the recovery residence certification grant program, and making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Kennedy moved that the House concur in Senate amendments.

Representative Saine moved a substitute motion that the House adhere to its position.

Representative Humphrey requested the bill be read at length.

Representative Humphrey withdrew his motion that the bill be read at length.

Representative Saine withdrew her motion for the House to adhere to its position.

Representative Kennedy withdrew his motion that the House concur with Senate amendments.

Consideration of repassage of HB19-1009 was laid over until later in the day.

(See repassage of HB19-1009 on page 1907)

APPOINTMENTS TO CONFERENCE COMMITTEE(S)

Pursuant to a request from the Senate, the Speaker appointed House Conferees to the First Conference Committee(s) as follows:

SB19-259--Representatives Herod, Chairman, Wilson and Weissman.

CONSENT GRANTED TO CONFERENCE COMMITTEE

Representative Herod moved that the First Conference Committee on SB19-259 be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by viva voce vote.

House in recess. House reconvened.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS (RESOLUTIONS)

HB19-1263 by Representative(s) Herod and Sandridge; also Senator(s) Marble and Lee--Concerning changing the penalty for certain violations pursuant to the "Uniform Controlled Substances Act of 2013", and, in connection therewith, making and reducing an appropriation.

(Amended as printed in Senate Journal, May 3, 2019)

Representative Herod moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

SB19-259 by Senator(s) Garcia and Hisey; also Representative(s) Herod and Wilson--Concerning measures to address prison population management issues, and, in connection therewith, authorizing the emergency use of the Centennial south campus of the Centennial correctional facility to house inmates.


On motion of Representative Herod, the Conference Committee Report was adopted by the following roll call vote:

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The question being "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill, as amended, was declared repassed.
CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS (RESOLUTIONS)

HB19-1009 by Representative(s) Kennedy and Singer; also Senator(s) Priola and Pettersen--Concerning supports for persons recovering from substance use disorders, and, in connection therewith, expanding a program in the department of local affairs that provides vouchers for housing assistance to certain individuals, creating standards for recovery residences for purposes of referrals and title protection, creating the opioid crisis recovery funds advisory committee, creating the recovery residence certification grant program, and making an appropriation.

Representative Kennedy moved that the House concur in Senate amendments. A substitute motion by Representative Saine that the House adhere to its position was declared lost by the following roll call vote:

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</table>

Representative Kennedy's motion that the House concur in Senate amendments was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".
A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Benavidez, Buentello, Kipp, Valdez A.

HB19-1236 by Representative(s) Gray and Sullivan, Buckner, Galindo, Van Winkle; also Senator(s) Todd--Concerning the creation of a workforce diploma pilot program, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Sullivan moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Bird, Coleman, Hooton, Jackson, Jaquez Lewis, Snyder, Titone

**HB19-1310** by Representative(s) Melton and Gonzales-Gutierrez; also Senator(s) Lee--Concerning interest on orders of restitution, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Melton moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Hansen, Snyder

**HB19-1328** by Representative(s) Herod; also Senator(s) Rodriguez--Concerning bed bugs in residential premises, and, in connection therewith, establishing duties for landlords and tenants in addressing the presence of bed bugs.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Herod moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

HB19-1159 by Representative(s) Jaquez Lewis and Gray; also Senator(s) Danielson--Concerning modifications to the income tax credits for innovative motor vehicles.

(Amended as printed in Senate Journal, May 2, 2019)

Representative Gray moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:
The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Titone

HB19-1176 by Representative(s) Sirota and Jaquez Lewis, Benavidez, Singer; also Senator(s) Foote--Concerning the enactment of the "Health Care Cost Savings Act of 2019" that creates a task force to analyze health care financing systems in order to give the general assembly findings regarding the systems' costs of providing adequate health care to residents of the state, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 3, 2019)
Representative Jaquez Lewis moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

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Co-sponsor(s) added: Representative(s) Buckner, Buentello, McLachlan, Sullivan, Speaker

**HB19-1188** by Representative(s) Sirota and Snyder; also Senator(s) Foote--Concerning the inclusion of the net impact on greenhouse gas pollution in the fiscal notes prepared for legislative measures, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)
Representative Snyder moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

Co-sponsor(s) added: Representative(s) Bird

HB19-1212 by Representative(s) Titone and Duran; also Senator(s) Fields and Todd--Concerning the recreation of the community association manager licensing program.

(Amended as printed in Senate Journal, May 2, 2019)
Representative Duran moved that the House concur in Senate amendments. The motion was declared passed by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

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HB19-1298 by Representative(s) Melton; also Senator(s) Priola--
Concerning the use of electric motor vehicle charging stations for parking a motor vehicle.

(Amended as printed in Senate Journal, May 2, 2019)
Representative Melton moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

Co-sponsor(s) added: Representative(s) Kipp, Titone

**HB19-1045**

by Representative(s) Snyder and Soper; also Senator(s) Ginal--Concerning funding for carrying out duties related to the office of public guardianship, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)
Representative Snyder moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

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The question being, "Shall the bill, as amended, pass?".

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared **repassed**.

<table>
<thead>
<tr>
<th>YES</th>
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<td>Y</td>
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Co-sponsor(s) added: Representative(s) Titone

**HB19-1032** by Representative(s) Lontine and Caraveo; also Senator(s) Todd and Coram--Concerning comprehensive human sexuality education, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 3, 2019)
Representative Caraveo moved that the House *concur* in Senate amendments. The motion was declared *passed* by the following roll call vote:

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<tr>
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<td>Speaker</td>
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</table>

Representative Saine moved to strike the enacting clause. The motion was declared *lost* by the following roll call vote:

<table>
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The question being, "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared *repassed*.

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<tr>
<th>YES</th>
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HB19-1110 by Representative(s) Cutter; also Senator(s) Pettersen—Concerning implementing media literacy in elementary and secondary education, and, in connection therewith, making an appropriation.

(Amended as printed in Senate Journal, May 2, 2019)

(Representative Garnett moved for the repassage of HB19-1110 as amended.)

Representative Saine moved to strike the enacting clause. The motion was declared lost by the following roll call vote:

A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative, and the bill, as amended, was declared repassed.

The question being, "Shall the bill, as amended, pass?".
CONSIDERATION OF RESOLUTION(S)

SJR19-010 by Senator(s) Garcia and Holbert, Fenberg, Court, Gonzales, Lee, Moreno, Pettersen, Rodriguez, Story, Todd, Williams A.; also Representative(s) Becker and Neville, Garnett--Concerning changes to the joint rules of the senate and house of representatives to implement changes in workplace policies.

(Printed and placed in members' files.)

On motion of Representative Becker, the resolution was adopted by viva voce vote.


SJR19-011 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Garnett, Becker, Neville--Concerning the appointment of a joint committee to notify the governor that the first regular session of the seventy-second general assembly is about to adjourn sine die

(Printed and placed in members' files.)

On motion of Representative Garnett, the resolution was adopted by the following roll call vote:
The Speaker appointed Representatives Caraveo, Jackson, and Geitner pursuant to the resolution.

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE

FINANCE

After consideration on the merits, the Committee recommends the following:

SB19-237 be postponed indefinitely.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE

on SB19-259

This Report Amends the Reengrossed Bill.

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB19-259, concerning measures to address prison population management issues, and, in connection therewith, authorizing the emergency use of the Centennial south campus of the Centennial correctional facility to house inmates, has met and reports that it has agreed upon the following:

1. That the House recede from its amendments made to the bill, as the amendments appear in the rerevised bill.
2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:

Amend reengrossed bill, page 3, line 23, strike "2021." and substitute "2020."

Respectfully submitted,

Senate Committee: House Committee:

(signed) (signed)

Leroy Garcia Leslie Herod
Dominic Moreno Mike Weissman
Dennis Hisey James Wilson

_________________

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The Speaker has signed: SJR19-009.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 3rd day of May, 2019, at 2:30 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Friday, May 3rd, 2019
Colorado House
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1149 Age of Delinquency Study
Approved Friday, May 3rd, 2019 at 1:45 o'clock P.M.

Sincerely,

Jared Polis
Governor

_________________
CONSIDERATION OF RESOLUTION(S)

HJR19-1015 by Representative(s) Garnett, Becker, Neville; also Senator(s) Fenberg, Garcia, Holbert--Concerning adjournment sine die.

(Printed and placed in members' files.)

On motion of Representative Garnett, the resolution was adopted by viva voce vote.

REPORT OF SINE DIE COMMITTEE

The Committee appointed pursuant to SJR19-011 reported that they had notified Governor Jared Polis that the First Regular Session of the 72nd General Assembly was ready to adjourn sine die.

The hour of 6:45 p.m., having arrived, and both the House of Representatives and the Senate being in agreement, on motion of Majority Leader Garnett, the First Regular Session of the Seventy-second General Assembly was declared adjourned sine die.

The following items did not receive final action in the house:

Consideration of General Orders--SB19-257.
Consideration of Conference Committee Report(s)--SB19-217.
Consideration of Resolution(s)--HR19-1007, HJR19-1016.

Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk
HOUSE JOURNAL
SEVENTY-SECOND GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session
ADDITIONAL REPORTS
(As authorized by Section 26, Article V of the Constitution of the State of Colorado.)

REPORT(S) OF COMMITTEE(S) OF REFERENCE

APPROPRIATIONS
After consideration on the merits, the Committee recommends the following:

HB19-1075  The House Appropriations Committee has had under consideration HB19-1075. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1075 is returned herewith to the House.

HB19-1121  The House Appropriations Committee has had under consideration HB19-1121. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1121 is returned herewith to the House.

HB19-1164  The House Appropriations Committee has had under consideration HB19-1164. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1164 is returned herewith to the House.

HB19-1182  The House Appropriations Committee has had under consideration HB19-1182. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1182 is returned herewith to the House.

HB19-1241  The House Appropriations Committee has had under consideration HB19-1241. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1241 is returned herewith to the House.

HB19-1273  The House Appropriations Committee has had under consideration HB19-1273. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1273 is returned herewith to the House.
HB19-1296 The House Appropriations Committee has had under consideration HB19-1296. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1296 is returned herewith to the House.

HB19-1304 The House Appropriations Committee has had under consideration HB19-1304. Adjournment Sine Die of the First Regular Session of the 72nd General Assembly having passed, HB19-1304 is returned herewith to the House.

MESSAGE(S) FROM THE SENATE

The Senate has voted to adopt the first report of the first conference committee on SB19-259. The bill has been repassed as amended.

The Senate failed to act on HB19-1161, 19-1167, 19-1226, 19-1276, 19-1312, 19-1313, 19-1330. The bills are returned herewith.

The Senate adjourned sine die on May 3, 2019 5:03 PM.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed the following House Documents:

HB19-1127, 1179.
HB19-1171.
HB19-1055, 1262.
HB19-1280, 1294.
HB19-1010, 1039, 1095, 1205, 1211, 1221.
HB19-1017, 1024, 1026, 1122, 1131, 1133, 1134, 1147, 1170, 1254, 1265, 1267, 1268, 1282, 1285, 1286, 1288, 1290, 1291, 1305, 1307.
HB19-1006, 1051, 1088, 1138, 1183, 1193, 1203, 1222, 1228, 1244, 1247, 1255, 1256, 1259, 1260, 1261, 1269, 1295, 1299, 1301, 1311, 1321.
HB19-1005, 1120, 1160, 1187.
HB19-1003, 1013, 1132, 1189, 1202, 1216, 1239, 1240, 1246, 1257, 1258, 1266, 1274, 1284, 1287, 1306, 1308, 1319, 1326.
HB19-1002, 1076, 1085, 1142, 1168, 1174, 1192, 1233, 1236, 1237, 1248, 1253, 1277, 1279, 1315, 1320, 1331.
HB19-1009, 1283, 1302.
HB19-1045, 1162, 1184, 1188, 1250, 1292, 1297, 1322, 1329, 1334, 1335.
HB19-1064, 1110, 1124, 1245, 1289, 1298, 1300, 1310, 1316, 1324.
HB19-1032, 1229, 1263.
HB19-1073, 1159, 1210, 1231, 1272, 1309, 1318, 1323, 1328, 1332.
HB19-1107, 1176, 1215, 1223, 1264, 1275, 1278, 1314.
HB19-1090, 1212, 1230, 1234, 1242, 1327, HJR19-1012, 1014;
HM19-1002; HR19-1006, 1008, 1009, 1010.
The Speaker has signed the following Senate Documents:

SB19-059 and 137.
SB19-168 and 246.
SB19-002, 005, and 216.
SB19-094, 166, 190, 199, and 230.
SJR19-011.
SB19-161, 163, 178, 187, and 197.
SB19-030, 054, 086, 133, 164, and 229.
SJR19-010.
SB19-007, 099, 136, 143, 165, 179, 218, 220, and 231.
SB19-036, 135, 173, 196, 202, and 223.
SB19-085 and 195.
SB19-157, 222, 232, and 252.
SB19-066, 104, 149, 175, 244, 245, and 258.
SB19-073, 150, 215, and 234.
SB19-156, 192, 193, 198, 251, 253, and 255.
SB19-157, 222, 227, 232, and 252.
SB19-157, 222, 227, 232, and 252.
SB19-073, 150, 215, and 234.
SB19-008, 013, 015, 020, 077, 169, 180, 186, 188, 204, 260, 261, and 263.
SB19-249, 256, and 259.
SB19-040, 233, 239, and 262.
SB19-156, 228, 236, and 242.

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor:

HB19-1055, 1127, 1171, 1179, 1262 at 1:45 p.m. on May 7, 2019.
HB19-1010, 1039, 1095, 1129, 1205, 1211, 1221, 1280, 1294 at 11:32 a.m. on May 9, 2019.
HB19-1017, 1024, 1026, 1122, 1131, 1133, 1134, 1147, 1170, 1254, 1265, 1267, 1268, 1282, 1285, 1286, 1288, 1290, 1291, 1305, 1307 at 3:21 p.m. on May 10, 2019.
HB19-1005, 1006, 1051, 1088, 1120, 1138, 1160, 1183, 1187, 1193, 1203, 1222, 1228, 1244, 1247, 1255, 1256, 1259, 1260, 1261, 1269, 1295, 1299, 1301, 1311, 1321 at 11:33 a.m. on May 13, 2019.
HB19-1003, 1013, 1132, 1189, 1202, 1216, 1239, 1240, 1246, 1258, 1266, 1274, 1284, 1287, 1306, 1308, 1319, 1326 at 12:05 p.m. on May 14, 2019.
HB19-1142, 1168, 1174, 1233, 1302, 1320 at 11:40 a.m. on May 15, 2019.
HB19-1002, 1009, 1076, 1085, 1192, 1236, 1237, 1248, 1253, 1277, 1279, 1283, 1315, 1331 at 1:50 p.m. on May 15, 2019.
HB19-1032, 1045, 1064, 1110, 1124, 1162, 1184, 1188, 1229, 1245, 1250, 1263, 1289, 1292, 1297, 1298, 1300, 1310, 1316, 1322, 1324, 1329, 1334, 1335 at 2:29 p.m. on May 16, 2019.
HB19-1073, 1159, 1210, 1231, 1272, 1309, 1318, 1323, 1328, 1332 at 2:48 p.m. on May 17, 2019.
HB19-1107, 1176, 1215, 1223, 1264, 1275, 1278, 1314 at 1:45 p.m. on May 20, 2019.
HB19-1090, 1212, 1230, 1234, 1242, 1327 at 9:54 a.m. on May 22, 2019.
MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 7th day of May, 2019, at 10:00 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, May 6th, 2019
Colorado House
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1030 Unlawful Electronic Sexual Communication
Approved Monday, May 6th, 2019 at 3:18 o'clock P.M.

HB19-1208 Physical Therapists Youth Athletes Head Trauma
Approved Monday, May 6th, 2019 at 3:25 o'clock P.M.

Sincerely,
(signed)
Jared Polis
Governor

Monday, May 13th, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1171 Expand Child Nutrition School Lunch Protection Act
Approved Friday, May 10, 2019 at 9:25 o'clock A.M.
HB19-1017 Kindergarten Through Fifth Grade Social And Emotional Health Act
Approved Friday, May 10, 2019 at 3:30 o'clock P.M.
HB19-1280 Child College Savings Accounts
Approved Monday, May 13, 2019 at 11:18 o'clock A.M.
HB19-1196 Financial Aid For Students With In-state Tuition
Approved Monday, May 13, 2019 at 1:18 o'clock P.M.
HB19-1187 Increase Student Aid Application Completion Rates
Approved Monday, May 13, 2019 at 1:11 o'clock P.M.
HB19-1194 School Discipline For Preschool Through Second Grade
Approved Monday, May 13, 2019 at 12:33 o'clock P.M.
HB19-1211 Prior Authorization Requirements Health Care Service
Approved Monday, May 13, 2019 at 2:33 o'clock P.M.
HB19-1268 Assisted Living Residence Referral Disclosures
Approved Monday, May 13, 2019 at 2:35 o'clock P.M.
HB19-1254 Notice Requirements Employees Sharing Gratuities
Approved Monday, May 13, 2019 at 2:38 o'clock P.M.
HB19-1005 Income Tax Credit For Early Childhood Educators
Approved Monday, May 13, 2019 at 12:20 o'clock P.M.

Sincerely,
(signed)
Jared Polis
Governor

I certify I received the following on the 21st day of May, 2019, at 4:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, May 20, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol, Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1013 Child Care Expenses Tax Credit Low-income Families
Approved Tuesday, May 14, 2019 at 3:15 o'clock P.M.
HB19-1132 School Incentives To Use Colorado Food And Producers
Approved Tuesday, May 14, 2019 at 2:13 o'clock P.M.
HB19-1147 Revise Traumatic Brain Injury Program
Approved Tuesday, May 14, 2019 at 3:23 o'clock P.M.
HB19-1174 Out-of-network Health Care Services
Approved Tuesday, May 14, 2019 at 1:03 o'clock P.M.
HB19-1287 Treatment For Opioids And Substance Use Disorders
Approved Tuesday, May 14, 2019 at 1:30 o'clock P.M.
HB19-1326 Rates For Senior Low-income Dental Program
Approved Tuesday, May 14, 2019 at 1:08 o'clock P.M.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
<th>Approved Date/Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB19-1120</td>
<td>Youth Mental Health Education And Suicide Prevention</td>
<td>Thursday, May 16, 2019 at 4:43 p.m.</td>
</tr>
<tr>
<td>HB19-1122</td>
<td>Colorado Department Of Public Health And Environment</td>
<td>Thursday, May 16, 2019 at 4:36 p.m.</td>
</tr>
<tr>
<td>HB19-1131</td>
<td>Prescription Drug Cost Education</td>
<td>Thursday, May 16, 2019 at 10:09 a.m.</td>
</tr>
<tr>
<td>HB19-1222</td>
<td>International Baccalaureate Exam Fee Grant</td>
<td>Thursday, May 16, 2019 at 10:18 a.m.</td>
</tr>
<tr>
<td>HB19-1233</td>
<td>Investments In Primary Care To Reduce Health Costs</td>
<td>Thursday, May 16, 2019 at 4:25 p.m.</td>
</tr>
<tr>
<td>HB19-1267</td>
<td>Penalties For Failure To Pay Wages</td>
<td>Thursday, May 16, 2019 at 8:44 a.m.</td>
</tr>
<tr>
<td>HB19-1269</td>
<td>Mental Health Parity Insurance Medicaid</td>
<td>Thursday, May 16, 2019 at 4:29 p.m.</td>
</tr>
<tr>
<td>HB19-1290</td>
<td>Examination Applicant Barber And Cosmetologist Act</td>
<td>Thursday, May 16, 2019 at 10:15 a.m.</td>
</tr>
<tr>
<td>HB19-1291</td>
<td>Insurance Disclosures And Supervision</td>
<td>Thursday, May 16, 2019 at 10:16 a.m.</td>
</tr>
<tr>
<td>HB19-1292</td>
<td>Colorado Resiliency Office Reauthorization Funding</td>
<td>Thursday, May 16, 2019 at 8:51 a.m.</td>
</tr>
<tr>
<td>HB19-1301</td>
<td>Health Insurance For Breast Imaging</td>
<td>Thursday, May 16, 2019 at 3:40 p.m.</td>
</tr>
<tr>
<td>HB19-1302</td>
<td>Cancer Treatment And License Plate Surcharge</td>
<td>Thursday, May 16, 2019 at 3:41 a.m.</td>
</tr>
<tr>
<td>HB19-1320</td>
<td>Hospital Community Benefit Accountability</td>
<td>Thursday, May 16, 2019 at 3:05 p.m.</td>
</tr>
<tr>
<td>HB19-1004</td>
<td>Proposal For Affordable Health Coverage Option</td>
<td>Friday, May 17, 2019 at 2:39 p.m.</td>
</tr>
<tr>
<td>HB19-1168</td>
<td>State Innovation Waiver Reinsurance Program</td>
<td>Friday, May 17, 2019 at 1:46 p.m.</td>
</tr>
<tr>
<td>HB19-1207</td>
<td>Winter Conditions And Traction Control Requirements</td>
<td>Friday, May 17, 2019 at 12:58 p.m.</td>
</tr>
<tr>
<td>HB19-1228</td>
<td>Increase Tax Credit Allocation Affordable Housing</td>
<td>Friday, May 17, 2019 at 11:30 a.m.</td>
</tr>
<tr>
<td>HB19-1245</td>
<td>Affordable Housing Funding From Vendor Fee Changes</td>
<td>Friday, May 17, 2019 at 11:31 a.m.</td>
</tr>
<tr>
<td>HB19-1259</td>
<td>Colorado Conservation Trust Fund Projects</td>
<td>Friday, May 17, 2019 at 1:46 p.m.</td>
</tr>
<tr>
<td>HB19-1265</td>
<td>Right-Of-Way For Snowplows In Echelon Formation</td>
<td>Friday, May 17, 2019 at 12:59 p.m.</td>
</tr>
<tr>
<td>HB19-1299</td>
<td>Local Government Retirement Plan Contribution Rates</td>
<td>Friday, May 17, 2019 at 5:10 p.m.</td>
</tr>
<tr>
<td>HB19-1319</td>
<td>Incentives Developers Facilitate Affordable Housing</td>
<td>Friday, May 17, 2019 at 11:32 a.m.</td>
</tr>
<tr>
<td>HB19-1322</td>
<td>Expand Supply Affordable Housing</td>
<td>Friday, May 17, 2019 at 11:33 a.m.</td>
</tr>
</tbody>
</table>

Sincerely,  
Jared Polis  
Governor
I certify I received the following on the 22nd day of May, 2019, at 3:00 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Wednesday, May 22, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol, Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1023 Foster Children Driving Licenses
Approved Monday, May 20, 2019 at 5:34 o'clock P.M.

HB19-1080 Benefits For First Responders With A Disability
Approved Monday, May 20, 2019 at 2:56 o'clock P.M.

HB19-1085 Grants For Property Tax Rent And Heat
Approved Monday, May 20, 2019 at 4:21 o'clock P.M.

HB19-1118 Time Period To Cure Lease Violation
Approved Monday, May 20, 2019 at 4:27 o'clock P.M.

HB19-1128 Lottery Intercepts
Approved Monday, May 20, 2019 at 5:30 o'clock P.M.

HB19-1138 Vehicle Transfer Registration Fee Credit
Approved Monday, May 20, 2019 at 4:32 o'clock P.M.

HB19-1160 Mental Health Facility Pilot Program
Approved Monday, May 20, 2019 at 3:37 o'clock P.M.

HB19-1170 Residential Tenants Health And Safety Act
Approved Monday, May 20, 2019 at 4:24 o'clock P.M.

HB19-1189 Wage Garnishment Reform
Approved Monday, May 20, 2019 at 2:07 o'clock P.M.

HB19-1217 PERA Public Employees' Retirement Association Local Government Division Member Contribution Rate
Approved Monday, May 20, 2019 at 5:41 o'clock P.M.

HB19-1219 Child Welfare Permanency Planning
Approved Monday, May 20, 2019 at 5:28 o'clock P.M.

HB19-1244 Expand Peace Officer Mental Health Support Program
Approved Monday, May 20, 2019 at 2:39 o'clock P.M.

HB19-1246 Local Government Regulation Of Food Trucks
Approved Monday, May 20, 2019 at 5:22 o'clock P.M.

HB19-1248 Lobbyist Transparency Act
Approved Monday, May 20, 2019 at 4:35 o'clock P.M.

HB19-1288 Foster Youth Sibling Bill Of Rights
Approved Monday, May 20, 2019 at 2:21 o'clock P.M.

HB19-1055 Public School Cap Construction Financial Assistance
Approved Tuesday, May 21, 2019 at 12:52 o'clock P.M.

HB19-1262 State Funding For Full-day Kindergarten
Approved Tuesday, May 21, 2019 at 12:51 o'clock P.M.
HB19-1216  Reduce Insulin Prices
Approved Wednesday, May 22, 2019 at 1:11 o'clock P.M.

HB19-1283  Disclosure Of Insurance Liability Coverage
Approved Wednesday, May 22, 2019 at 1:19 o'clock P.M.

HB19-1183  Automated External Defibrillators In Public Places
Approved Wednesday, May 22, 2019 at 1:22 o'clock P.M.

HB19-1229  Electronic Preservation of Abandoned Estate Documents
Approved Wednesday, May 22, 2019 at 1:23 o'clock P.M.

Sincerely,

Jared Polis
Governor

I certify I received the following on the 31st day of May, 2019, at
11:30 a.m. The original is on file in the records of the House of
Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State
of Colorado, I have the honor to inform you that I have approved and
filed with the Secretary of State the following Acts:

HB19-1239  Census Outreach Grant Program
Approved Thursday, May 23, 2019 at 10:15 o'clock A.M

HB19-1031  Child Patient More Than One Primary Caregiver
Approved Thursday, May 23, 2019 at 5:26 o'clock P.M

HB19-1179  Public Fund Investments
Approved Thursday, May 23, 2019 at 5:31 o'clock P.M

HB19-1221  Regulation Of Electric Scooters
Approved Thursday, May 23, 2019 at 1:19 o'clock P.M

HB19-1133  Colorado Child Abuse Response And Evaluation Network
Approved Thursday, May 23, 2019 at 10:01 o'clock A.M

HB19-1308  Foster Care Prevention Services
Approved Thursday, May 23, 2019 at 9:52 o'clock A.M

HB19-1331  Remove Limitation On Evidence-based Practices
Implementation For Capacity Resource Center Collaboration
Approved Thursday, May 23, 2019 at 9:55 o'clock A.M

HB19-1184  Demographic Notes For Certain Legislative Bills
Approved Thursday, May 23, 2019 at 10:14 o'clock A.M

HB19-1009  Substance Use Disorders Recovery
Approved Thursday, May 23, 2019 at 4:28 o'clock P.M
HB19-1142 Safe Family Option For Parents
Approved Thursday, May 23, 2019 at 12:58 o'clock P.M

HB19-1162 Expand Farm Equipment Sales And Use Tax Exemption
Approved Thursday, May 23, 2019 at 1:03 o'clock P.M

HB19-1329 Wholesale Sales Agricultural Fertilizer Tax Exempt
Approved Thursday, May 23, 2019 at 1:03 o'clock P.M

HB19-1323 Occasional Sales by Charitable Organizations
Approved Thursday, May 23, 2019 at 12:44 o'clock P.M

HB19-1289 Consumer Protection Act
Approved Thursday, May 23, 2019 at 1:08 o'clock P.M

HB19-1300 Vehicle Identification Number Inspection Fee
Approved Thursday, May 23, 2019 at 5:36 o'clock P.M

HB19-1309 Mobile Home Park Act Oversight
Approved Thursday, May 23, 2019 at 5:39 o'clock P.M

HB19-1215 Child Support Commission Recommendations
Approved Thursday, May 23, 2019 at 1:12 o'clock P.M

HB19-1193 Behavioral Health Supports For High-risk Families
Approved Thursday, May 23, 2019 at 4:18 o'clock P.M

HB19-1240 Sales and Use Tax Administration
Approved Thursday, May 23, 2019 at 12:50 o'clock P.M

Sincerely,
(signed)
Jared Polis
Governor

Friday May 31, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:
1 HB19-1205  Reimburse Expenses Restorative Justice Council
2 Approved May 28, 2019 at 11:30 o'clock A.M.
3 HB19-1210  Local Government Minimum Wage
4 Approved May 28, 2019 at 4:23 o'clock P.M.
5 HB19-1232  Aligning Indian Child Welfare Act Requirements
6 Approved May 28, 2019 at 1:36 o'clock P.M.
7 HB19-1250  Sexual Assault While In Custody Or Detained
8 Approved May 28, 2019 at 10:37 o'clock A.M.
9 HB19-1263  Offense Level For Controlled Substance Possession
10 Approved May 28, 2019 at 10:50 o'clock A.M.
11 HB19-1266  Restore Voting Rights Parolees
12 Approved May 28, 2019 at 10:24 o'clock A.M.
13 HB19-1275  Increased Eligibility For Criminal Record Sealing
14 Approved May 28, 2019 at 11:36 o'clock A.M.
15 HB19-1282  Court-appointed Special Advocate Program Oversight
16 Approved May 28, 2019 at 2:06 o'clock P.M.
17 HB19-1294  Transfer Apprenticeship Credit To College Credit
18 Approved May 28, 2019 at 4:18 o'clock P.M.
19 HB19-1306  Monitoring Colorado Call Center Job Losses
20 Approved May 28, 2019 at 4:30 o'clock P.M.
21 HB19-1310  Interest On Orders Of Restitution
22 Approved May 28, 2019 at 1:30 o'clock P.M.
23 HB19-1314  Just Transition From Coal-based Electrical Energy
24 Economy
25 Approved May 28, 2019 at 4:34 o'clock P.M.
26 HB19-1315  Admissibility Of Statements By A Juvenile
27 Approved May 28, 2019 at 1:36 o'clock P.M.
28 HB19-1335  Juvenile Record Expungement Clean-up
29 Approved May 28, 2019 at 1:34 o'clock P.M.

Sincerely,

(Jared Polis)
Governor

Friday May 31, 2019

Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1010  Freestanding Emergency Department Licensure
Approved May 29, 2019 at 9:20 o'clock A.M.

HB19-1076  Clean Indoor Air Act Add E-cigarettes Remove Exceptions
Approved May 29, 2019 at 12:25 o'clock P.M.

HB19-1090  Publicly Licensed Marijuana Companies
Approved May 29, 2019 at 3:37 o'clock P.M.
HB19-1188  Greenhouse Gas Pollution Impact In Fiscal Notes
Approved May 29, 2019 at 12:33 o'clock P.M.

HB19-1203  School Nurse Grant Program
Approved May 29, 2019 at 9:24 o'clock A.M.

HB19-1214  Joint Budget Committee Requirement To Recommend
Capital Financing Methods
Approved May 29, 2019 at 5:11 o'clock P.M.

HB19-1230  Marijuana Hospitality Establishments
Approved May 29, 2019 at 3:28 o'clock P.M.

HB19-1234  Regulated Marijuana Delivery
Approved May 29, 2019 at 5:10 o'clock P.M.

HB19-1255  Mesa Verde National Park License Plate
Approved May 29, 2019 at 3:46 o'clock P.M.

HB19-1278  Modifications To Uniform Election Code
Approved May 29, 2019 at 11:10 o'clock A.M.

HB19-1284  Urban Drainage Flood Control District Board Directors
Approved May 29, 2019 at 12:02 o'clock P.M.

HB19-1295  County Treasurers To Serve As Public Trustees
Approved May 29, 2019 at 12:33 o'clock P.M.

HB19-1311  Institute Of Cannabis Research Role And Mission
Approved May 29, 2019 at 3:46 o'clock P.M.

HB19-1318  The Clean Campaign Act of 2019
Approved May 29, 2019 at 11:22 o'clock A.M.

HB19-1327  Authorize And Tax Sports Betting Refer Under Taxpayers'
Bill Of Rights
Approved May 29, 2019 at 4:44 o'clock P.M.

Sincerely,
(signed)
Jared Polis
Governor

Friday May 31, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State
of Colorado, I have the honor to inform you that I have approved and
filed with the Secretary of State the following Acts:

HB19-1003  Community Solar Gardens Modernization Act
Approved May 30, 2019 at 9:51 o'clock A.M.

HB19-1024  Colorado Youth Advisory Council Review Committee
Approved May 30, 2019 at 1:04 o'clock P.M.

HB19-1045  Office Of Public Guardianship Operation Conditions
Approved May 30, 2019 at 12:33 o'clock P.M.

HB19-1088  Modify Income Tax Credit Health Care Preceptors
Approved May 30, 2019 at 12:16 o'clock P.M.

HB19-1231  New Appliance Energy And Water Efficiency Standards
Approved May 30, 2019 at 9:42 o'clock A.M.
HB19-1247 Study Agricultural Applications For Blockchain
Approved May 30, 2019 at 1:15 o'clock P.M.

HB19-1253 Living Organ Donor Insurance
Approved May 30, 2019 at 12:44 o'clock P.M.

HB19-1260 Building Energy Codes
Approved May 30, 2019 at 9:43 o'clock A.M.

HB19-1261 Climate Action Plan To Reduce Pollution
Approved May 30, 2019 at 9:40 o'clock A.M.

HB19-1272 Housing Authority Property In Colorado New Energy Improvement District
Approved May 30, 2019 at 9:44 o'clock A.M.

HB19-1277 Computer Science Grant Program
Approved May 30, 2019 at 8:50 o'clock A.M.

Sincerely,
(signed)
Jared Polis
Governor

I certify I received the following on the 3rd day of June, 2019, at 1:50 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, June 3, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado House of Representatives:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1002 Leadership Professional Development For School Principals
Approved May 31, 2019 at 3:50 o'clock P.M.

HB19-1006 Wildfire Mitigation Wildland-urban Interface Areas
Approved May 31, 2019 at 2:22 o'clock P.M.

HB19-1032 Comprehensive Human Sexuality Education
Approved May 31, 2019 at 4:30 o'clock P.M.

HB19-1039 Identity Documents For Transgender Persons
Approved May 31, 2019 at 9:46 o'clock A.M.

HB19-1051 Colorado Department of Public Safety Human Trafficking-related Training
Approved May 31, 2019 at 3:45 o'clock P.M.

HB19-1129 Prohibit Conversion Therapy for A Minor
Approved May 31, 2019 at 9:47 o'clock A.M.
HB19-1134  Indentification And Interventions For Students With Dyslexia
Approved May 31, 2019 at 3:55 o'clock P.M.

HB19-1159  Modify Innovative Motor Vehicle Income Tax Credits
Approved May 31, 2019 at 12:30 o'clock P.M.

HB19-1178  Name Simplification of Western State Colorado University
Approved May 31, 2019 at 3:20 o'clock P.M.

HB19-1202  Food Systems Advisory Council
Approved May 31, 2019 at 3:33 o'clock P.M.

HB19-1223  Social Security Disability Application Assistance
Approved May 31, 2019 at 2:10 o'clock P.M.

HB19-1256  Electronic Filing of Certain Taxes
Approved May 31, 2019 at 2:18 o'clock P.M.

HB19-1274  Board County Commissioners Delegation Subdivision Platting
Approved May 31, 2019 at 2:34 o'clock P.M.

HB19-1285  Denver Health Managed Care Organization Contracts With The Department of Health Care Policy And Financing
Approved May 31, 2019 at 2:15 o'clock P.M.

HB19-1297  Jail Capacity Data Collection
Approved May 31, 2019 at 2:17 o'clock P.M.

HB19-1298  Electric Motor Vehicle Charging Station Parking
Approved May 31, 2019 at 12:21 o'clock P.M.

HB19-1307  Clarify Disclosure Of A Report To At-risk Adult
Approved May 31, 2019 at 2:16 o'clock P.M.

HB19-1316  Modernizing Marriage Laws For Minors
Approved May 31, 2019 at 10:45 o'clock A.M.

HB19-1321  Electronic Verification Of Identification For A Motor Vehicle Rental
Approved May 31, 2019 at 12:24 o'clock P.M.

HB19-1334  Concerning Ban Posting Image of Suicide
Approved May 31, 2019 at 2:00 o'clock P.M.

HB19-1176  Health Care Cost Savings Act of 2019
Approved May 31, 2019 at 10:46 o'clock P.M.

HB19-1236  Workforce Diploma Pilot Program
Approved June 1, 2019 at 6:45 o'clock P.M.

I certify I received the following on the 3rd day of June, 2019, at 3:43 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

Monday, June 3, 2019
Colorado House of Representatives
The 72nd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203
Honorable Members of the Colorado House of Representatives:
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

HB19-1026 Parks and Wildlife Violations Of Law
Approved June 3, 2019 at 11:45 o'clock A.M.

HB19-1095 Physician Assistants Supervision And Liability
Approved June 3, 2019 at 8:38 o'clock A.M.

HB19-1110 Media Literacy
Approved June 3, 2019 at 8:41 o'clock A.M.

HB19-1237 Licensing Behavioral Health Entities
Approved June 3, 2019 at 8:45 o'clock A.M.

HB19-1242 Board of Pharmacy Regulate Pharmacy Technicians
Approved June 3, 2019 at 3:15 o'clock P.M.

HB19-1258 Allocate Voter-approved Revenue For Education & Transportation
Approved June 3, 2019 at 3:20 o'clock P.M.

HB19-1264 Conservation Easement Tax Credit Modifications
Approved June 3, 2019 at 11:38 o'clock A.M.

HB19-1279 Protect Public Health Firefighter Safety Regulation PFAS Polyfluoroalkyl Substances
Approved June 3, 2019 at 2:33 o'clock P.M.

HB19-1286 Motor Vehicle Wholesaler Authorized Individuals
Approved June 3, 2019 at 12:23 o'clock P.M.

HB19-1324 Strategic Lawsuits Against Public Participation
Approved June 3, 2019 at 8:50 o'clock A.M.

HB19-1328 Landlord And Tenant Duties Regarding Bed Bugs
Approved June 3, 2019 at 12:24 o'clock P.M.

HB19-1332 Telephone Users Disabilities Fund Talking Book Library
Approved June 3, 2019 at 3:13 o'clock P.M.

I certify I received the following on the 4th day of June, 2019, at 9:15 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House
May 31, 2019

The Honorable Colorado State House of Representatives
Colorado State Capitol
200 East Colfax Avenue
Denver, CO 80203

Dear Honorable Members of the Colorado State House of Representatives:

Today I vetoed House Bill 19-1305 "Concerning Tribal Entity Emergency Child Welfare Criminal History Check" at 3:32 P.M.,
May 31, 2019.

Colorado's two federally-recognized, land based tribes, the Ute Mountain Ute Tribe and the Southern Ute Indian Tribe ("the Tribes"), regularly conduct background checks of any individual with whom a child will be placed on an emergency basis. House Bill 19-1305 ("HB19-1305") was intended to give the Tribes access to certain States databases to assist them in conducting these background checks. While we support this intent and appreciate the sponsors' commitment to removing statutory barriers to assist the Tribes in the service of promoting child welfare, the bill as drafted contained errors that unintentionally impinged on the Tribes' sovereignty by mandating that the Tribes comply with State child protection requirements.

In Colorado, we respect our government-to-government relationship with the Tribes. We also are committed to making resources available to assist the Tribes in conducting their governmental responsibilities, including with regard to child welfare. It is important that Tribal requests are granted expeditiously, especially given our shared goal to reduce the risk to children in an emergency placement scenario.

Therefore, I issued Executive Order D 2019 007 today that directs the Colorado Department of Public Safety ("CDPS") to continue to provide the Tribes with access to the Colorado Bureau of Investigation's criminal history system. I also direct the CDPS and Department of Human Services, in consultation with the Colorado Commission on Indian Affairs, to request a formal consultation with the Tribes to understand the challenges the Tribes face in accessing and using such child welfare and criminal history databases.

Accordingly, HB19-1305 is disapproved and vetoed.

Sincerely,

(signed)
Jared Polis
Governor

May 31, 2019

The Honorable Colorado State Representatives
Colorado State Capitol
200 East Colfax Avenue
Denver, CO, 80203

Dear Honorable Members of the Colorado State House of Representatives:

Today I vetoed House Bill 19-1212, "Concerning the recreation of the community association manager licensing program" at 3:30 P.M., May 31, 2019.

House Bill 19-1212 ("HB 19-1212") recreates and reenacts the community association managers licensing program in the Department of Regulatory Agencies ("DORA") for one year.
Before any unregulated occupation is to be regulated, or any regulated occupation is to be continued, the state should complete its due diligence to ensure that regulation will, in fact, ensure consumer safety in a cost-efficient manner. This bill does not meet that threshold.

As we have previously noted, occupational licensing is not always superior to other forms of consumer protection. Too often it is used to protect existing professionals within an occupation against competition from newcomers entering that occupation. Meanwhile, according to the 2019 Current Population Survey, 24 percent of the national workforce is licensed, up from below five percent in the 1950s. Licensing in the United States over the years has at times prevented minorities and the economically disadvantaged from having the ability to access occupation. When the supply of professionals is restricted, the cost of services increases and the poorest among us lose the ability to access these services.

As a general matter, skill certification is best done by guilds, unions, and professional associations. That being said, we do not categorically rule out allowing any regulation of a previously unregulated occupation or continuing the regulation of a regulated occupation, during my time as Governor. We will consider cases that are compelling for consumer safety and economic reasons. However, we encourage the General Assembly to consider removing existing outdated or counterproductive licenses when considering new or the continuation of occupational licenses. Our hope is that this will allow more people to work, to access various services, and to make sure that licenses protect consumers from harm - not industry insiders from competition.

With regard to this matter, our administration also has additional concerns. DORA in 2017 issued a sunset report for community association manager that recommended the program should be continued until 2023. This report also included other recommendations, for example allowing the division to establish renewal fees, changing definitions, and repealing references to private or professional credential requirements. Unfortunately, none of these recommendations were included in HB 19-1212.

Additionally, while HB 19-1212 only continues the licensing program for another year while the department completes a stakeholder process on how best to proceed, its scope is limited only to the community manager licensing program. While I commend the sponsors and stakeholders for agreeing to engage in the longer stakeholder process articulated in the legislation, I believe this narrow approach will not achieve the best policy outcomes when there are broader issues with regard to Homeowners’ Associations (“HOAs”) that should be examined to save homeowners money.

Since the initial sunrise for this program and its implementation, we have seen very few instances where licensure has helped to protect consumers. In fact, to date, the data we have reviewed does not demonstrate that regulating community association managers has had the intended effect of reducing harm to consumers. On the other hand, the costs associated with licensure are generally passed along to homeowners in the form of higher HOA fees at a time when concerns about the high cost of housing remains a top concern of our administration. This begs the
question of whether or not state resources are of value to regulate this very narrowly defined occupation.

Instead, the real concerns that we feel should be addressed are within community and homeowner associations broadly. Coloradans are faced every day with real concerns about how to afford homeownership. And for those who do, they are faced with high HOA costs and a lack of transparency that make home ownership challenging. Coloradans should feel protected from these harmful impositions.

Today, I am issuing an executive order that will direct the Executive Director of DORA, and the Director of the Division of Real Estate, to conduct a comprehensive review of how to be better protect consumers, community, and HOAs. In so doing, I wish to honor the work of the General Assembly in establishing a stakeholder process but do so in a manner that tackles challenges with HOAs and homeownership more broadly.

Executive Order D 2019 006 will direct the department to consider, develop, and make recommendations on matters including the following: 1) the licensure of community association managers, considering recommendations from the 2017 DORA sunset report, and whether licensure needed to protect consumer safety is cost-effective; 2) approaches that improve transparency among HOAs; 3) methods to reduce costs and improve the transparency of homeowner association fees and fee schedules; and 4) strategies to promote homeowner rights and consumer protections through an evaluation of the Colorado Common Interest Ownership Act and other related acts or rules. These recommendations should be completed and returned to me by January 1, 2020.

We appreciate the sponsors work on HB 19-1212. Unfortunately, the bill does not meet what we believe is the threshold to properly and effectively protect consumer safety in Colorado.

Therefore, HB 19-1212 is disapproved and vetoed.

Sincerely,

(signed)
Jared Polis
Governor

________________________________
Approved:
KC Becker,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk